

in response to a particular request does not mean that Petitioner knows such documents exist or are in its possession; it means only that if such documents exist, are in Petitioner's possession, are subject to discovery in this action, and can be located in a reasonable search of the most likely repositories of responsive documents, they will be produced.

OBJECTIONS TO INSTRUCTIONS

1. Petitioner specifically objects to Instruction Number 1 as naming nonparties to the case, including Petitioner's attorneys, thereby purporting to seek (i) documents not within the Petitioner's possession, custody, or control, and (ii) documents subject to the attorney-client and work product privileges. The Petitioner objects to producing, and will not produce, documents not within its possession, custody, or control, in response to any Request. The Petitioner further objects to producing, and will not produce in response to any Request, any confidential documents prepared by its attorneys for or in anticipation of litigation, any privileged communications between itself and its attorneys, or any communications among the Petitioner's attorneys, except to the extent discovery is permitted by the Indiana Rules of Trial Procedure. To the extent that any privileged information is inadvertently provided in these responses or any documents produced, such provision shall not constitute waiver of the privilege or immunity as to any such information and Respondent shall promptly return or destroy copies of any such information upon request.

OBJECTIONS TO DEFINITIONS

1. Petitioner specifically objects to the Definitions to the extent they purport to impose a burden or obligation beyond those required or permitted by the Indiana Rules of Trial Procedure or other applicable law.

GENERAL OBJECTIONS

Each of the following individual Request responses is made subject to and incorporates the following general objections.

1. Petitioner objects to the Requests to the extent that they seek to impose a burden or obligation beyond those required or permitted by the Indiana Rules of Trial Procedure, other applicable law, or any orders of the Administrative Law Judge.
2. Petitioner objects to the Requests to the extent they seek information already available to Respondent.
3. Petitioner objects to each of the Requests to the extent that they call for the production of documents that contain confidential or proprietary business information.
4. Petitioner objects to each of the Requests to the extent that they call for the production of documents that are protected by any privilege or immunity.

OBJECTIONS AND RESPONSES TO RESPONDENT'S FIRST SET OF REQUESTS FOR PRODUCTION TO PETITIONER

Subject to the foregoing objections, which are incorporated into each response whether or not repeated for emphasis, the Petitioner responds to each Request as follows:

REQUEST NO. 1: Copies of all records, notes, correspondence, emails, written communication, minutes, reviews, memorandum, voice mail recordings, other audio recordings, and other documents and electronic records with any information concerning potential conflicts of interest of any member of the Board of Directors.

RESPONSE NO. 1:

Petitioner objects to this Request to the extent it purports to require production of "all" documents and things without limitation (including as to subject matter, materiality, or

accessibility), as overly broad and unduly burdensome. Petitioner also objects to the vagueness and ambiguity of the undefined term “potential conflicts,” as it fails to make apparent the subject matter of this Request. Petitioner objects that the Request is not stated with reasonable particularity in that it fails to identify the categories or types of information sought. As a result, it is unclear what type or types of information Respondent seeks. Petitioner objects that the Request for “potential conflicts,” which calls for the production of documents that contain confidential or proprietary business information with no limitation or other specificity as to scope, is overly broad, unduly burdensome, oppressive, neither relevant to the subject matter of the pending action nor reasonably calculated to lead to the discovery of admissible evidence regarding any party’s claim or defense, and appears to be designed to harass or otherwise cause undue, unnecessary, immaterial, and irrelevant expenditure of Petitioner’s time and resources. Petitioner’s decision to exercise its legal right to seek review of Respondent’s denial of Petitioner’s application for a license to operate an abortion clinic does not entitle Respondent to use discovery as a fishing expedition into Petitioner’s business records.

Based on the foregoing objections, Petitioner has not produced any documents in response to this Request. Without waiving any of the foregoing objections, Petitioner is prepared to meet and confer with Respondent to ascertain whether agreement could be reached on production of documents that are properly discoverable.

REQUEST NO. 2: Copies of every document and record of any kind identified in the Indiana State Department of Health’s *First Set of Interrogatories* to Whole Woman’s Health Alliance, Interrogatory No. 8.

RESPONSE NO. 2:

Petitioner objects to the vagueness and ambiguity of this Request, as it fails to make apparent the scope of information sought. Subject to the forgoing objections, Petitioner hereby produces documents responsive to this Request that are Bates numbered WWHA000001-000041.

REQUEST NO. 3: A copy of each and every operating agreement, member agreement, or any other agreement between members concerning the LLC of Whole Woman's Health Alliance which the organization operated under at any time for the period from January 1, 2016 through December 31, 2017.

RESPONSE NO. 3:

Petitioner objects to the vagueness and ambiguity of this Request with respect to the term "members." Petitioner also objects that this Request is unintelligible with respect to the phrase "concerning the LLC of Whole Woman's Health Alliance which the organization operated under." Furthermore, Petitioner is a nonprofit entity and does not have "members" or an "operating agreement." To the extent this Request seeks organizational documents concerning Whole Woman's Health, LLC, Whole Woman's Health, LLC is a separate legal entity and any organizational documents of Whole Woman's Health, LLC are in its possession, custody, or control. It is unclear what documents Respondent seeks in response to this Request.

Based on the foregoing objections, Petitioner has not produced any documents in response to this Request. Without waiving any of the forgoing objections, Petitioner is prepared to meet and confer with Respondent to ascertain whether agreement could be reached on production of documents that are properly discoverable.

REQUEST NO. 4: All meeting minutes of the Board of Directors for the period from January 1, 2016 through December 31, 2017.

RESPONSE NO. 4:

Petitioner objects that the Request is not stated with reasonable particularity in that it fails to identify the categories or types of information sought within Petitioner's Board of Director meeting minutes. Petitioner objects that the Request for "all [Board of Director] meeting minutes," without limitation (including as to subject matter or materiality) or other specificity as to scope, is overly broad, unduly burdensome, oppressive, neither relevant to the subject matter of the pending action nor reasonably calculated to lead to the discovery of admissible evidence regarding any party's claim or defense, and appears to be designed to harass or otherwise cause undue, unnecessary, immaterial, and irrelevant expenditure of Petitioner's time and resources. Petitioner's decision to exercise its legal right to seek review of Respondent's denial of Petitioner's license to operate an abortion clinic does not entitle Respondent to use discovery as a fishing expedition into Petitioner's business records. Petitioner further objects to this request because it calls for the production of confidential and proprietary business information, and Respondent has informed us that it will disclose this information to members of the public upon request. Petitioner objects to the vagueness and ambiguity of this Request to the extent it fails to make apparent the scope of the information sought. Petitioner objects to this Request to the extent that it seeks documents protected from disclosure by the attorney-client privilege, work product doctrine, or any other applicable privilege or immunity.

Based on the foregoing objections, Petitioner has not produced any documents in response to this Request. Without waiving any of the foregoing objections, Petitioner is prepared

to meet and confer with Respondent to ascertain whether agreement could be reached on production of documents that are properly discoverable.

REQUEST NO. 5: All memoranda, interoffice communications, records, notes, correspondence, emails, written communication, minutes, reviews, memorandum, voice mail recordings, other audio recordings, and other documents and electronic records of Whole Woman's Health Alliance which refers to and/or otherwise mentions any of the following LLC organizations: Whole Woman's Health of McAllen, LLC; Whole Woman's Health of San Antonio, LLC; Whole Woman's Health of Fort Worth, LLC; Whole Woman's Health of the Twin Cities, LLC; Whole Woman's Health of Peoria, LLC; Whole Woman's Health of Beaumont, LLC; and Whole Woman's Health of Baltimore, LLC.

RESPONSES NO. 5:

Petitioner objects to this Request to the extent it purports to require production of "all" memoranda, interoffice communications, records, notes, correspondence, emails, written communication, minutes, reviews, memorandum, voice mail recordings, other audio recordings, and unspecified classes of "other documents," without limitation (including as to subject matter, materiality, or accessibility), as vague, overbroad, and unduly burdensome. Petitioner objects that the Request does not describe the documents and things sought with reasonable particularity to enable Petitioner to make a reasonable search. Petitioner further objects to this Request to the extent it seeks documents and things that "refer to and/or otherwise mention" the enumerated entities without limitation (including as to subject matter, materiality, or accessibility), as vague, overbroad, unduly burdensome, disproportional to the needs of the case, and because it purports to require production of documents and things without any limitation as to the subject matter of the above-captioned administrative appeal. Petitioner further objects to this Request because it

calls for the production of confidential and proprietary business information, and Respondent has informed us that it will disclose this information to members of the public upon request. Petitioner also objects to this Request to the extent that it seeks documents protected from disclosure by the attorney-client privilege, work product doctrine, or any other applicable privilege or immunity.

Based on the foregoing objections, Petitioner has not produced any documents in response to this Request. Without waiving any of the foregoing objections, Petitioner is prepared to meet and confer with Respondent to ascertain whether agreement could be reached on production of documents that are properly discoverable.

REQUEST NO. 6: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would tend to show that Whole Woman's Health of Baltimore is not an affiliate of Whole Woman's Health Alliance.

RESPONSE NO. 6:

Petitioner objects to this Request to the extent it purports to require production of "any and all" documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase "tends to show." Petitioner objects to the vagueness and ambiguity of the phrase "the Facility," which is not defined. Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner's possession, custody, or control.

Subject to the foregoing objections, Petitioner hereby produces non-privileged documents responsive to this Request that are Bates numbered WWHA000042-WWHA000058.

REQUEST NO. 7: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would tend to show that Whole Woman's Health of Peoria is not an affiliate of Whole Woman's Health Alliance.

RESPONSE NO. 7:

Petitioner objects to this Request to the extent it purports to require production of "any and all" documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase "tends to show." Petitioner objects to the vagueness and ambiguity of the phrase "the Facility," which is not defined. Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner's possession, custody, or control.

Subject to the foregoing objections, Petitioner states that following a reasonable search, it has not identified any documents or records responsive to this Request that Petitioner has not already provided in Response No. 6.

REQUEST NO. 8: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would tend to show that Whole Woman's Health of Twin Cities is not an affiliate of Whole Woman's Health Alliance.

RESPONSE NO. 8:

Petitioner objects to this Request to the extent it purports to require production of “any and all” documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase “tends to show.” Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner’s possession, custody, or control.

Subject to the foregoing objections, Petitioner states that following a reasonable search, it has not identified any documents or records responsive to this Request that Petitioner has not already provided in Response No. 6.

REQUEST NO. 9: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would tend to show that Whole Woman’s Health of Fort Worth is not an affiliate of Whole Woman’s Health Alliance.

RESPONSE NO. 9:

Petitioner objects to this Request to the extent it purports to require production of “any and all” documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase “tends to show.” Petitioner objects to the vagueness and ambiguity of the phrase “the

Facility,” which is not defined. Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner’s possession, custody, or control.

Subject to the foregoing objections, Petitioner states that following a reasonable search, it has not identified any documents or records responsive to this Request that Petitioner has not already provided in Response No. 6.

REQUEST NO. 10: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would tend to show that Whole Woman’s Health of McAtlen is not an affiliate of Whole Woman’s Health Alliance.

RESPONSE NO. 10:

Petitioner objects to this Request to the extent it purports to require production of “any and all” documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase “tends to show.” Petitioner objects to the vagueness and ambiguity of the phrase “the Facility,” which is not defined. Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner’s possession, custody, or control.

Subject to the foregoing objections, Petitioner states that following a reasonable search, it has not identified any documents or records responsive to this Request that Petitioner has not already provided in Response No. 6.

REQUEST NO. 11: Provide copies of any and all documents and records not otherwise provided in these discovery requests and which the Facility or its representatives allege would

tend to show that Whole Woman's Health of San Antonio is not an affiliate of Whole Woman's Health Alliance.

RESPONSE NO. 11:

Petitioner objects to this Request to the extent it purports to require production of "any and all" documents, without limitation (including as to subject matter, materiality, or accessibility) as overbroad and unduly burdensome. Petitioner objects to the Request as vague, ambiguous, unintelligible, and unduly burdensome to the extent it requires documents and records to indicate or establish a negative. Petitioner objects to the vagueness and ambiguity of the phrase "tends to show." Petitioner objects to the vagueness and ambiguity of the phrase "the Facility," which is not defined. Petitioner further objects to this Request to the extent it seeks documents and records not in Petitioner's possession, custody, or control.

Subject to the foregoing objections, Petitioner states that following a reasonable search, it has not identified any documents or records responsive to this Request that Petitioner has not already provided in Response No. 6.

REQUEST NO. 12: All documents referred to in responding to the Department's First Set of Interrogatories.

RESPONSE NO. 12:

Petitioner objects to this Request as overly broad, unduly burdensome, vague, ambiguous, and not reasonably specific insofar as it requests documents "referred to" in responding to the Respondent's interrogatories. Petitioner objects to this Request to the extent it seeks documents protected by attorney-client privilege or the attorney work product doctrine. Petitioner further objects to the Request to the extent it seeks confidential and proprietary information.

Petitioner states that all non-privileged documents that are responsive to this Request have been produced in response to prior requests.

REQUEST NO. 13: Any remaining documents that are relevant to the issues presented in the above-captioned administrative hearing.

RESPONSE NO. 13:

Petitioner objects to this Request to the extent it seeks documents protected from disclosure by any applicable privilege or immunity. Petitioner objects to this Request to the extent it seeks all remaining relevant documents, as Petitioner can only provide those documents of which it is aware. Petitioner objects to this Request because it is premature, as discovery in this matter is ongoing and Respondent has not yet responded to Petitioner's discovery requests. Petitioner also objects to this Request to the extent it seeks documents outside the possession, custody, or control of Petitioner.

Subject to the foregoing objections, Petitioner hereby produces non-privileged documents responsive to this Request that are Bates numbered WWH000059_WWH001521.

REQUEST NO. 14: Produce the resume or curriculum vitae of each person you plan to call as an expert witness in this matter.

RESPONSE NO. 14:

Petitioner objects to this Request as premature and expressly reserves the right to supplement, clarify, revise, or correct this response. Subject to the foregoing objections, Petitioner states that at the present time there are no documents responsive to this Request.

Respectfully Submitted,

Dipti Singh

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STATE OF INDIANA)	BEFORE THE INDIANA STATE
)SS:	DEPARTMENT OF HEALTH
COUNTY OF MARION)	
)	CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH)
ALLIANCE,)
)
<i>Petitioner,</i>)
v.)
)
INDIANA STATE DEPARTMENT)
OF HEALTH)
)
<i>Respondent.</i>)
)
)

**PETITIONER'S AMENDED RESPONSES AND OBJECTIONS TO
RESPONDENT'S' FIRST SET OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Indiana Rules of Trial Procedure, Whole Woman's Health Alliance ("Petitioner"), by and through its undersigned counsel, hereby amends its objections and responses to the Indiana State Department of Health's ("Respondent's") First Set of Interrogatories, served on Petitioner on February 26, 2018. These amended responses and objections to Interrogatory Numbers 5 and 8 are based on reasonable further investigations. Petitioner's responses to all other Interrogatories remain unchanged. These amended responses are complete and correct, as far as Petitioner is aware, according to information available now. Petitioner reserves the right to object to future discovery on the same or related matters and does not waive any objections by providing the responses in this document. Petitioner further reserves the right to object to the admissibility of any of its responses, in whole or in part, at the

hearing in this action, on any grounds, including, but not limited to, materiality, relevance, and privilege.

GENERAL OBJECTIONS

To avoid unnecessary repetition, each of the following individual responses is subjected to, and incorporates, the following General Objections.

1. Petitioner objects to each Interrogatory insofar as it seeks or implicates information protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Petitioner will not provide such information. To the extent that privileged information is inadvertently provided in these responses, the provision shall not waive the privilege or immunity as to the information. Respondent shall promptly return or destroy copies of any such information upon request.
2. Petitioner objects to each Interrogatory and any accompanying definitions insofar as they are overly broad, unduly burdensome, or seek information that is neither admissible as evidence nor reasonably calculated to lead to the discovery of admissible evidence. Petitioner also objects to the Interrogatories to the extent that they are vague and ambiguous.
3. Petitioner objects to providing, and will not provide, information not within its possession, custody, or control in response to any Interrogatory.
4. Petitioner objects to each Interrogatory to the extent that it seeks to impose a burden or obligation different from or beyond those required or permitted by the Indiana Rules of Trial Procedure or other applicable law.

5. Petitioner objects to each Interrogatory insofar as it requests confidential or proprietary business information.
6. Petitioner objects to the Interrogatories to the extent they do not specify a relevant time period. Such discovery requests are overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.
7. Petitioner objects to the Interrogatories as being premature to the extent that they call for expert discovery.
8. Petitioner objects to any explicit or implicit characterization of facts, events, circumstances, or issues in the Interrogatories. Petitioner's responses do not mean that Petitioner agrees with or accepts any explicit or implicit characterization of facts, events, circumstances, or issues in the Interrogatories.
9. Petitioner reserves the right to amend or supplement these responses and objections.

AMENDED OBJECTIONS AND RESPONSES TO RESPONDENT'S FIRST SET OF INTERROGATORIES

INTERROGATORY NO. 5: For the period from January 1, 2016 through December 31, 2017, identify each member of the Board of Directors of Whole Woman's Health Alliance, and for each state the following:

- a. the name, address, and telephone of the person identified;
- b. the title, if any, of the person identified (i.e. President, Secretary, etc.);
- c. the date the person identified joined the Board of Directors; and
- d. the date the person identified vacated the position on the Board of Directors.

RESPONSE NO. 5: Petitioner objects to this Interrogatory insofar as it seeks information that is neither relevant to the subject matter involved in the pending matter

nor reasonably calculated to lead to the discovery of admissible evidence. The mailing addresses and telephone numbers of each of Petitioner's Board members constitute sensitive and confidential information and are not relevant since Respondent must contact these individuals through Petitioner's attorneys.

Subject to and limited by the foregoing objections, and without waiving them, Petitioner answers that the individuals below comprised Petitioner's Board of Directors between January 1, 2016 and December 31, 2017:

Amy Hagstrom Miller, President
April 2014–present

Beverly Whipple, Vice President and Treasurer
April 2015–present

Brenda Tolbert, Treasurer
April 2014–October 3, 2017

John Bucy, II, Secretary
September 2014–present

Dr. Daniel Grossman
April 2015–present

Lizz Winstead
April 2015–present

Dr. Carrie Terrell
April 2015–present

Stephanie Toti
May 2017–present

Elizabeth McQueen
April 2015–present

April Looney
April 2015–present

INTERROGATORY NO. 8: For each LLC organization with which Whole Woman's Health Alliance had an organizational relationship as identified in Interrogatory No. 7, state the following for each:

- a. describe in detail the nature of the relationship;
- b. identify each and every document and record of any kind which exists that states the responsibilities and/or duties of Whole Woman's Health Alliance and the LLC organization to one another;
- c. if no document or record exists which states the responsibilities and/or duties of Whole Woman's Health Alliance and the LLC organization to one another, then describe the responsibilities and/or duties in detail;
- d. identify the member of the Board of Directors who acts as the lead liaison between Whole Woman's Health Alliance and the LLC organization; and
- e. identify the member of the Board of Directors who would be most knowledgeable about the relationship between Whole Woman's Health and the LLC organization.

RESPONSE NO. 8: Petitioner objects to this Interrogatory on the grounds that "organizational relationship" is vague, ambiguous, overly broad, and unduly burdensome. Petitioner objects to this Interrogatory on the grounds that the term "liaison" is vague and ambiguous. Petitioner objects to the Interrogatory to the extent it seeks information related to "Whole Woman's Health of Charlottesville, LLC" as unintelligible since no such entity exists, as far as Petitioner is aware. Petitioner also objects to the Interrogatory on the grounds that it is irrelevant generally, and specifically as to Whole Woman's Health of

Beaumont, LLC and Whole Woman's Health of Austin, LLC, which closed their medical facilities in 2014.

Subject to and limited by the foregoing objections, and without waiving them, Petitioner answers as follows:

a. **Whole Woman's Health, LLC:** Petitioner has contractual relationships with Whole Woman's Health, LLC pursuant to which Whole Woman's Health, LLC provides certain management services to Petitioner. Specifically, a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing a medical clinic in Austin, Texas, executed on April 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing a medical clinic in South Bend, Indiana, executed on April 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as the exclusive agent for temporarily managing a medical clinic in Charlottesville, Virginia, executed on October 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing Petitioner's business operations, executed on June 1, 2017; a written agreement leases certain employees of Whole Woman's Health, LLC to Petitioner, so that these employees can help operate Petitioner's medical clinics, executed in 2017.

No member of the Board of Directors acts as a "liaison" between Petitioner and Whole Woman's Health, LLC.

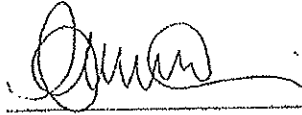
Amy Hagstrom Miller, President of Petitioner's Board of Directors, is the member most knowledgeable about any relationship between Whole Woman's Health Alliance and Whole Woman's Health, LLC.

b. **Whole Woman's Health of Austin, LLC:** Whole Woman's Health of Austin, LLC closed its medical facility, and Petitioner has no present relationship with that facility. Previously, in 2017, Petitioner entered into an agreement with Whole Woman's Health of Austin, LLC to purchase assets from Whole Woman's Health of Austin, LLC. As of 2017, Petitioner operates a nonprofit medical clinic in Austin, TX, d/b/a Whole Woman's Health of Austin. Petitioner provided the Respondent complete and correct information about Whole Woman's Health of Austin in Petitioner's response on December 8, 2017, to Respondent's requests for additional information.

No Board of Director acts as a "liaison" between Petitioner and Whole Woman's Health Austin, LLC.

Amy Hagstrom Miller, President of Petitioner's Board of Directors, is the member most knowledgeable about any past relationship between Whole Woman's Health Alliance and Whole Woman's Health of Austin, LLC.

I affirm under penalties for perjury that the foregoing answers are true and correct to the best of my knowledge and belief.



Amy Hagstrom Miller, President
Whole Woman's Health Alliance

Respectfully Submitted,

Dipti Singh

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on counsel of record for Respondent, listed below, by e-mail, on April 6, 2018.

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STATE OF INDIANA)	BEFORE THE INDIANA STATE
)SS:	DEPARTMENT OF HEALTH
COUNTY OF MARION)	
)	CAUSE NO. ACL-000132-18
WHOLE WOMAN'S HEALTH)	
ALLIANCE,)	
)	
<i>Petitioner,</i>)	
v.)	
)	
INDIANA STATE DEPARTMENT)	
OF HEALTH)	
)	
<i>Respondent.</i>)	
)	
)	

**PETITIONER'S AMENDED RESPONSES AND OBJECTIONS TO
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hearing in this action, on any grounds, including, but not limited to, materiality, relevance, and privilege.

GENERAL OBJECTIONS

To avoid unnecessary repetition, each of the following individual responses is subjected to, and incorporates, the following General Objections.

1. Petitioner objects to each Interrogatory insofar as it seeks or implicates information protected by the attorney-client privilege, work product doctrine, or any other applicable privilege. Petitioner will not provide such information. To the extent that privileged information is inadvertently provided in these responses, the provision shall not waive the privilege or immunity as to the information. Respondent shall promptly return or destroy copies of any such information upon request.
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5. Petitioner objects to each Interrogatory insofar as it requests confidential or proprietary business information.
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9. Petitioner reserves the right to amend or supplement these responses and objections.

**AMENDED OBJECTIONS AND RESPONSES TO RESPONDENT'S FIRST SET
OF INTERROGATORIES**

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- a. the name, address, and telephone of the person identified;
- b. the title, if any, of the person identified (i.e. President, Secretary, etc.);
- c. the date the person identified joined the Board of Directors; and
- d. the date the person identified vacated the position on the Board of Directors.

RESPONSE NO. 5: Petitioner objects to this Interrogatory insofar as it seeks information that is neither relevant to the subject matter involved in the pending matter

nor reasonably calculated to lead to the discovery of admissible evidence. The mailing addresses and telephone numbers of each of Petitioner's Board members constitute sensitive and confidential information and are not relevant since Respondent must contact these individuals through Petitioner's attorneys.

Subject to and limited by the foregoing objections, and without waiving them, Petitioner answers that the individuals below comprised Petitioner's Board of Directors between January 1, 2016 and December 31, 2017:

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April 2014–present

Beverly Whipple, Vice President and Treasurer
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Stephanie Toti
May 2017–present

Elizabeth McQueen
April 2015–present

April Looney
April 2015–present

INTERROGATORY NO. 8: For each LLC organization with which Whole Woman's Health Alliance had an organizational relationship as identified in Interrogatory No. 7, state the following for each:

- a. describe in detail the nature of the relationship;
- b. identify each and every document and record of any kind which exists that states the responsibilities and/or duties of Whole Woman's Health Alliance and the LLC organization to one another;
- c. if no document or record exists which states the responsibilities and/or duties of Whole Woman's Health Alliance and the LLC organization to one another, then describe the responsibilities and/or duties in detail;
- d. identify the member of the Board of Directors who acts as the lead liaison between Whole Woman's Health Alliance and the LLC organization; and
- e. identify the member of the Board of Directors who would be most knowledgeable about the relationship between Whole Woman's Health and the LLC organization.

RESPONSE NO. 8: Petitioner objects to this Interrogatory on the grounds that "organizational relationship" is vague, ambiguous, overly broad, and unduly burdensome. Petitioner objects to this Interrogatory on the grounds that the term "liaison" is vague and ambiguous. Petitioner objects to the Interrogatory to the extent it seeks information related to "Whole Woman's Health of Charlottesville, LLC" as unintelligible since no such entity exists, as far as Petitioner is aware. Petitioner also objects to the Interrogatory on the grounds that it is irrelevant generally, and specifically as to Whole Woman's Health of

Beaumont, LLC and Whole Woman's Health of Austin, LLC, which closed their medical facilities in 2014.

Subject to and limited by the foregoing objections, and without waiving them, Petitioner answers as follows:

a. **Whole Woman's Health, LLC:** Petitioner has contractual relationships with Whole Woman's Health, LLC pursuant to which Whole Woman's Health, LLC provides certain management services to Petitioner. Specifically, a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing a medical clinic in Austin, Texas, executed on April 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing a medical clinic in South Bend, Indiana, executed on April 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as the exclusive agent for temporarily managing a medical clinic in Charlottesville, Virginia, executed on October 1, 2017; a written agreement between Petitioner and Whole Woman's Health, LLC appoints the latter as exclusive agent for temporarily managing Petitioner's business operations, executed on June 1, 2017; a written agreement leases certain employees of Whole Woman's Health, LLC to Petitioner, so that these employees can help operate Petitioner's medical clinics, executed in 2017.

No member of the Board of Directors acts as a "liaison" between Petitioner and Whole Woman's Health, LLC.


Amy Hagstrom Miller, President of Petitioner's Board of Directors, is the member most knowledgeable about any relationship between Whole Woman's Health Alliance and Whole Woman's Health, LLC.

b. **Whole Woman's Health of Austin, LLC:** Whole Woman's Health of Austin, LLC closed its medical facility, and Petitioner has no present relationship with that facility. Previously, in 2017, Petitioner entered into an agreement with Whole Woman's Health of Austin, LLC to purchase assets from Whole Woman's Health of Austin, LLC. As of 2017, Petitioner operates a nonprofit medical clinic in Austin, TX, d/b/a Whole Woman's Health of Austin. Petitioner provided the Respondent complete and correct information about Whole Woman's Health of Austin in Petitioner's response on December 8, 2017, to Respondent's requests for additional information.

No Board of Director acts as a "liaison" between Petitioner and Whole Woman's Health Austin, LLC.

Amy Hagstrom Miller, President of Petitioner's Board of Directors, is the member most knowledgeable about any past relationship between Whole Woman's Health Alliance and Whole Woman's Health of Austin, LLC.

I affirm under penalties for perjury that the foregoing answers are true and correct to the best of my knowledge and belief.



Amy Hagstrom Miller, President
Whole Woman's Health Alliance

Respectfully Submitted,

Dipti Singh

Dipti Singh, Att'y No. 6344-95-TA
Lawyering Project
811 W. 7th Street, 12th floor
Los Angeles, CA 90017
(646) 480-8973
dsingh@lawyeringproject.org

Stephanie Toti, Att'y No. 6343-95-TA
Lawyering Project
25 Broadway, 9th floor
New York, NY 10004
(646) 490-1083
stoti@lawyeringproject.org

Kathrine D. Jack (by Dipti Singh)

Kathrine D. Jack, Att'y No. 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
(317) 477-2300
kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on counsel of record for Respondent, listed below, by e-mail, on April 6, 2018.

Bart Carroll
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 317-233-7766
BCarroll@isdh.IN.gov

Adrienne Brune
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 248-763-3260
ABrune@isdh.IN.gov

/s/Dipti Singh
Lawyering Project
811 W. 7th Street, 12th floor
Los Angeles, CA 90017
(646) 480-8973
dsingh@lawyeringproject.org

Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 10:46 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: Non-Party Whole Woman's Health of Beaumont, LLC's Responses and Objections to Respondent's Request for Production of Documents and Records to a Non-Party.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of Beaumont, LLC. Please find attached non-party Whole Woman's Health Beaumont, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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STATE OF INDIANA)	BEFORE THE INDIANA STATE
) SS:	DEPARTMENT OF HEALTH
COUNTY OF MARION)	
)	CAUSE NO. ACL-000132-18
WHOLE WOMAN'S HEALTH)	
ALLIANCE,)	
)	
Petitioner,)	
v.)	
)	
INDIANA STATE DEPARTMENT)	
OF HEALTH)	
)	
Respondent.)	
)	
)	

**NON-PARTY WHOLE WOMAN'S HEALTH OF BEAUMONT, LLC'S RESPONSES
AND OBJECTIONS TO RESPONDENT'S FIRST SET OF REQUESTS FOR
PRODUCTION**

Non-Party Whole Woman's Health of Beaumont, LLC ("WWH of Beaumont"), by and through its undersigned counsel, hereby objects and responds to the Indiana State Department of Health's ("the Department's") Requests for Production of Documents and Records to a Non-Party ("Requests").

These responses are true and correct, so far as WWH of Beaumont is aware, according to information available at this time. WWH of Beaumont reserves the right to object to future discovery on the same or related matters and does not waive any objections by providing these responses.

GENERAL OBJECTIONS

1. WWH of Beaumont objects generally to the Requests on the ground that the Department's subpoena to WWH of Beaumont is invalid and unenforceable. Specifically, the Department failed to comply with Texas Civil Practice and Remedies Code § 20.002 and Texas Rule

of Civil Procedure § 201.2, which govern interstate depositions and discovery. *See In re Reed*, No. 03-09-00361-CV, 2009 WL 205891, at *1,3 (Tex. App. July 10, 2009) (holding that a Texas trial court lacked authority to order a Texas nonparty to produce documents to a Minnesota party where the party neglected to comply with § 20.002 and § 201.2). Thus, WWH of Beaumont provides these responses on a voluntary basis and not under any legal obligation, in the interest of expeditiously resolving this matter. Further, WWH of Beaumont does not waive any objections to proper service.

2. WWH of Beaumont objects generally to the Requests to the extent that the Department has failed to comply with Rules 205.1–205.3 of the Texas Rules of Civil Procedure.

**OBJECTIONS AND RESPONSES TO THE DEPARTMENT'S FIRST
SET OF REQUESTS FOR PRODUCTION TO WWH OF BEAUMONT**

WWH of Beaumont objects generally to the Requests as follows:

Request No. 1: Copies of documents and records maintained by the Facility as described below:

- a. Articles of incorporation, certificates of formation, by-laws, and any other organizational documents and records;
- b. Documents and records amending the organizational documents and records;
- c. Operating agreement of Whole Woman's Health of Beaumont, LLC;
- d. Any and all meeting minutes of Whole Woman's Health of Beaumont, LLC's Board of Directors, but if there is not a Board of Directors, then any and all meeting minutes of its managers or other employees;
- e. Any and all documents which name all of the members of Whole Woman's Health of Beaumont, LLC;
- f. All organizational charts for the period from January 1, 2016 through December 31, 2017;
- g. All documentation indicating any and all changes in the LLC membership for the period from January 1, 2016 through December 31, 2017; and

h. All surveys, findings, notices, complaints, citations, warnings, and other documents alleging a violation of the rules, regulations, or laws by Whole Woman's Health of Beaumont, LLC.

Response No. 1:

WWH of Beaumont objects generally to the Requests as unreasonable, burdensome, oppressive, overbroad, disproportional to the needs of the case, neither relevant to the subject matter of the action nor reasonably calculated to lead to the discovery of admissible evidence, and designed to harass or otherwise cause undue, unnecessary, immaterial, and irrelevant expenditure of WWH of Beaumont's time and resources. WWH of Beaumont closed its only medical facility, which was located in the State of Texas, in 2014 and has not offered any healthcare services since. It has no documents or information relevant to the above-captioned matter concerning Whole Woman's Health Alliance's 2017 application to operate an abortion clinic in the State of Indiana.

Based on the foregoing objections, WWH of Beaumont will not produce any documents in response to these Requests.

Respectfully Submitted,

(Copy Signed. Home)
Dipti Singh
Dipti Singh, Att'y No. 6344-95-TA
Lawyering Project
811 W. 7th Street, 12th floor
Los Angeles, CA 90017
(646) 480-8973
dsingh@lawyeringproject.org

(Copy Signed. Home)
Kathrine D. Jack
Kathrine D. Jack, Att'y No. 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
(317) 477-2300
kjack@jacklawoffice.com

Stephanie Toti, Att'y No. 6343-95-TA
Lawyering Project
25 Broadway, 9th floor
New York, NY 10004
(646) 490-1083
stoti@lawyeringproject.org

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on counsel of record for Respondent, listed below, by e-mail, on April 9, 2018. The undersigned also hereby certifies that a copy of the foregoing will be served on counsel of record for Respondent, listed below, by United States first class mail, postage prepaid.

Bart Carroll
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 317-233-7766
BCarroll@isdh.IN.gov

Adrienne Brune
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 248-763-3260
ABrune@isdh.IN.gov

/s/Dipti Singh
Lawyering Project
811 W. 7th Street, 12th floor
Los Angeles, CA 90017
(646) 480-8973
dsingh@lawyeringproject.org

Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 11:38 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_000001_000002.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to the Respondent's Request for Production of Documents and Records to a Non-Party.

Request No.	Bates Numbers
1.a	WWH_000001-WWH_000002
1.b	
1.c	
1.d	
1.e	
1.f	
1.g	
1.h	

From: Dipti Singh
Sent: Monday, April 9, 2018 7:08 PM
To: 'Carroll, Bart' <BCarroll@isdh.IN.gov>; 'Brune, Adrienne' <ABrune@isdh.IN.gov>
Cc: Stephanie Toti <stoti@lawyeringproject.org>; 'Kathrine D. Jack, Jack Law Office LLC' <kjack@jacklawoffice.com>
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health, LLC. Please find attached non-party Whole Woman's Health, LLC's Responses and Objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 11:42 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_Balt000001_000004.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health of Baltimore, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to the Respondent's Request for Production of Documents and Records to a Non-Party.

Request No.	Bates Numbers
1.a	WWH_Balt000001-WWH_Balt000003
1.b	
1.c	
1.d	
1.e	
1.f	WWH_Balt000004
1.g	
1.h	

Sincerely,

Dipti Singh*
(Pronouns: she, her)
Senior Counsel & Strategy Director
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Fax: (646) 480-8828
dsingh@lawyeringproject.org
*Licensed in California

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From: Dipti Singh
Sent: Monday, April 9, 2018 7:45 PM
To: Carroll, Bart <BCarroll@isdh.IN.gov>; Brune, Adrienne <ABrune@isdh.IN.gov>

Cc: Stephanie Toti <stoti@lawyeringproject.org>; Kathrine D. Jack, Jack Law Office LLC <kjack@jacklawoffice.com>
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of Baltimore, LLC. Please find attached non-party Whole Woman's Health of Baltimore, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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DEC 31 2007

**CERTIFICATE OF FORMATION
OF
WHOLE WOMAN'S HEALTH, LLC**

Corporations Section

ARTICLE 1 - ENTITY NAME AND TYPE

The filing entity being formed is a limited liability company. The name of the entity is Whole Woman's Health, LLC.

ARTICLE 2 - REGISTERED AGENT AND REGISTERED OFFICE

The initial registered agent is an individual resident of the State of Texas and whose name is Amy Hagstrom Miller. The business address of the registered agent and the registered office address of the converting entity is 8401 North IH35, Suite 200, Austin, Texas 78753.

ARTICLE 3 - GOVERNING AUTHORITY

The limited liability company will have managers. The name and address of the initial managers are set forth below:

NAME	ADDRESS
Amy Hagstrom Miller	8401 North IH35, Suite 200 Austin, Texas 78753
Thomas Wilcox	8401 North IH35, Suite 200 Austin, Texas 78753

ARTICLE 4 - PURPOSE

The purpose for which the limited liability company is formed is for the transaction of any and all lawful purposes for which a limited liability company may be organized under the Texas Business Organization Code.

ARTICLE 5 - INDEMNITY

The limited liability company shall indemnify the members, managers, officers, employees, and agents of the Company in a manner and to the maximum extent permitted by applicable state or federal law as in effect from time to time.

ARTICLE 6 - ORGANIZER

The name and address of the organizer:

John H. Bucy II

4425 S. MoPac Expressway
Building 2, Suite 101
Austin, Texas 78735

ARTICLE 7 - PLAN OF CONVERSION

Whole Woman's Health, LLC is being formed pursuant to the Certificate of Conversion and Plan of Conversion filed with the Secretary of State of the State of Texas. The converting entity was named Whole Woman's Health, LP. The converting entity was a limited partnership organized under the laws of the State of Texas on January 22, 2004. The mailing address and principal address of the converting entity was 8401 North IH35, Suite 200, Austin, Texas 78753.

ARTICLE 8 - EFFECTIVENESS OF FILING

This document becomes effective on December 31, 2007.

EXECUTION

The undersigned signs this document subject to the penalty imposed by law for the submission of a materially false or fraudulent instrument.

Date: December 21, 2007



John H. Bucy II, Organizer

Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 11:46 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_FW000001_000005.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health of Fort Worth, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to Respondent's Request for Production of Documents and Records to a Non-Party.

Request No.	Bates Numbers
1.a	WWH_FW000001-WWH_FW000004
1.b	
1.c	
1.d	
1.e	
1.f	WWH_FW000005
1.g	
1.h	

Sincerely,

Dipti Singh*
(Pronouns: she, her)
Senior Counsel & Strategy Director
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Fax: (646) 480-8828
dsingh@lawyeringproject.org

*Licensed in California

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From: Dipti Singh

Sent: Monday, April 9, 2018 7:46 PM

To: Carroll, Bart <BCarroll@isdh.IN.gov>; Brune, Adrienne <ABrune@isdh.IN.gov>

Cc: Stephanie Toti <stoti@lawyeringproject.org>; Kathrine D. Jack, Jack Law Office LLC <kjack@jacklawoffice.com>

Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of Fort Worth, LLC. Please find attached non-party Whole Woman's Health of Fort Worth, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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State of Maryland
Department of
Assessments and Taxation

Charter Division



ROBERT L. EHRICH, Jr.
Governor

C. John Sullivan, Jr.
Director

Paul B. Anderson
Administrator

LAW OFFICE OF JOHN H. BUCY II, PC
SUITE 500
701 BRAZOS
AUSTIN TX 78701

Date: 11-16-2005

This letter is to confirm acceptance of the following filing:

ENTITY NAME : WHOLE WOMAN'S HEALTH OF BALTIMORE LLC
DEPARTMENT ID : W10949873
TYPE OF REQUEST : ARTICLES OF ORGANIZATION
DATE FILED : 10-31-2005
TIME FILED : 03:31-PM
RECORDING FEE : \$100.00
EXPEDITED FEE : \$50.00
FILING NUMBER : 1000361992113641
CUSTOMER ID : 0001693505
WORK ORDER NUMBER : 0001136543

PLEASE VERIFY THE INFORMATION CONTAINED IN THIS LETTER. NOTIFY THIS DEPARTMENT
IN WRITING IF ANY INFORMATION IS INCORRECT. INCLUDE THE CUSTOMER ID AND THE WORK
ORDER NUMBER ON ANY INQUIRIES.

Charter Division
Baltimore metro area (410) 767-1350
Outside metro area (888) 246-5941

0003719579

EFFECTIVE DATE: 10-31-2005
PRINCIPAL OFFICE: SUITE 103
1900 E. NORTHERN PARKWAY
BALTIMORE MD 21239
RESIDENT AGENT: SARA DAWN PAT
SUITE 103
1900 E. NORTHERN PARKWAY
BALTIMORE MD 21239

NOTICE: Effective January 1, 2004

As a result of a change in State law, the annual report fee for most legal entities (including LLCs and LLPs) has increased to \$300. This fee is for the privilege of maintaining a legal entity's existence in Maryland, and is due and payable with the filing of the personal property return. The increase is effective for any return, regardless of year, filed after 12/31/2003.

There continues to be no annual report fee for non-stock corporations, churches, foreign interstate companies, sole proprietorships and general partnerships, but these entities must still file a personal property return annually.

FROM : WHOLE WOMAN'S HEALTH

FAX NO. :

Oct. 31 2005 01:54PM P2

ARTICLES OF ORGANIZATION

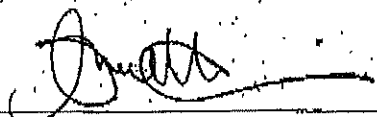
The undersigned, with the intention of creating a Maryland Limited Liability Company files the following Articles of Organization:


(1) The name of the Limited Liability Company is Whole Woman's Health of Baltimore, LLC.

(2) The purpose for which the Limited Liability Company is filed is as follows: to own and operate a reproductive health clinic for women, and for any other purpose allowed by law.

(3) The address of the Limited Liability Company in Maryland is 1900 E. Northern Parkway Suite 103, Baltimore, Maryland 21239.

(4) The resident agent of the Limited Liability Company in Maryland is Sara Dawn Patt whose address is 1900 E. Northern Parkway Suite 103, Baltimore, Maryland 21239.

(5) 
Amy Hagstrom Miller, Member
(Signature of Authorized Person)

(6) 
Sara Dawn Patt, Resident Agent
I hereby consent to my designation in this document.

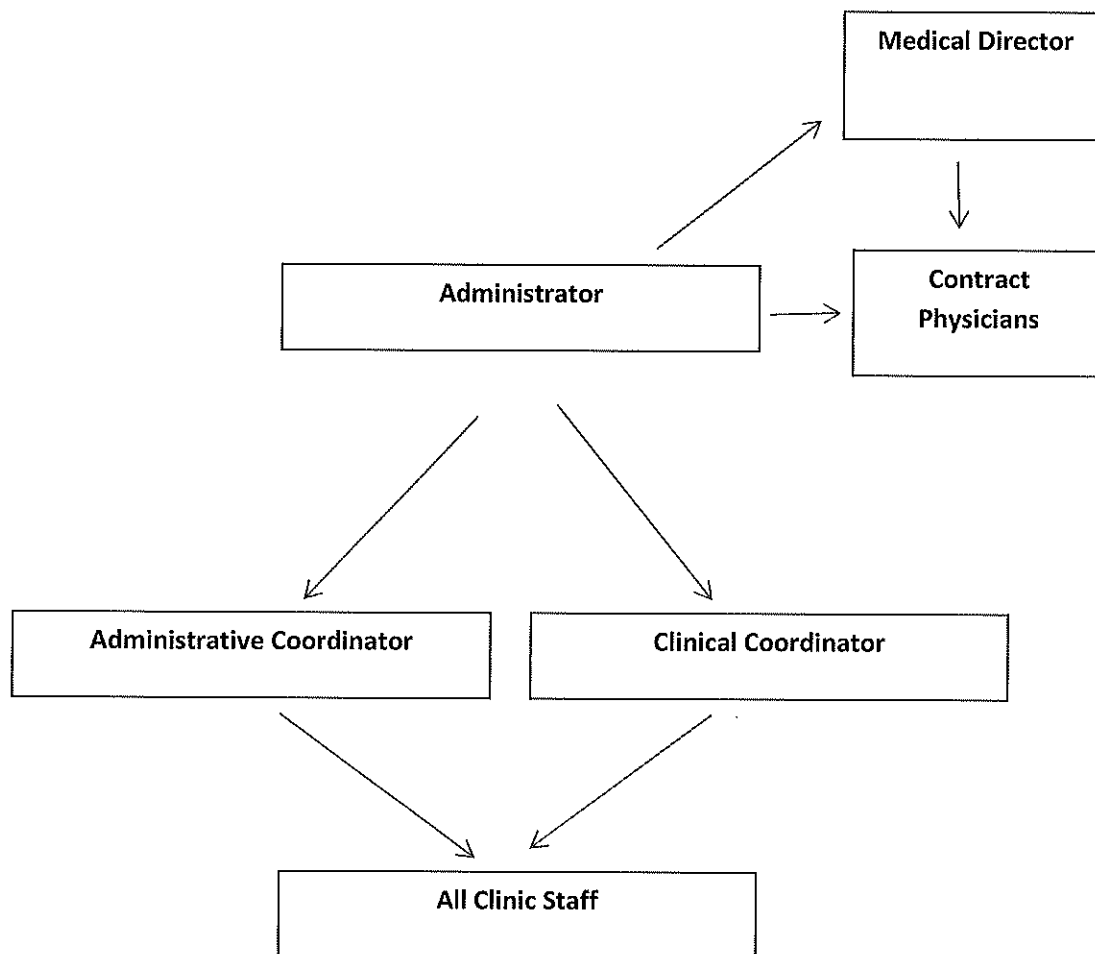
Filing party's return address:

(7) 1900 E. Northern Parkway Suite 103
Baltimore, Maryland 21239



Whole Woman's Health

Whole Woman's Health



AUG 25 2009

**CERTIFICATE OF FORMATION
OF
WHOLE WOMAN'S HEALTH OF FORT WORTH, LLC**

Corporations Section

ARTICLE 1 – ENTITY NAME AND TYPE

The filing entity being formed is a limited liability company. The name of the entity is Whole Woman's Health of Fort Worth, LLC.

ARTICLE 2 – REGISTERED AGENT AND REGISTERED OFFICE

The initial registered agent is an individual resident of the State of Texas whose name is Amy Hagstrom Miller. The business address of the registered agent and the registered office address is 8401 N. Interstate 35, Suite 1A, Austin, TX 78753.

ARTICLE 3 – GOVERNING AUTHORITY

The limited liability company will have managers. The name and address of the initial manager is set forth below:

NAME	ADDRESS
Amy Hagstrom Miller	8401 N. Interstate 35, Suite 1A Austin, Texas 78753

ARTICLE 4 - PURPOSE

The purpose for which the limited liability company is formed is for the transaction of any and all lawful purposes for which a limited liability company may be organized under the Texas Business Organization Code.

ARTICLE 5 - INDEMNITY

The limited liability company shall indemnify the members, managers, officers, employees, and agents of the Company in a manner and to the maximum extent permitted by applicable state or federal law as in effect from time to time.

ARTICLE 6 – ORGANIZER

The name and address of the organizer:

John H. Bucy II	4425 S. MoPac Expressway Building 2, Suite 101 Austin, Texas 78735
-----------------	--

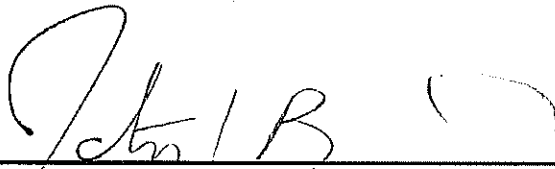
ARTICLE 7 -- EFFECTIVENESS OF FILING

This document becomes effective when the document is filed with the Secretary of State.

EXECUTION

The undersigned signs this document subject to the penalty imposed by law for the submission of a materially false or fraudulent instrument.

DATE: AUGUST 25, 2009



JOHN H. BUCY II, ORGANIZER

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Hope Andrade
Secretary of State

Office of the Secretary of State

August 26, 2009

Law Office of John H. Bucy II
4425 S Mopac, Suite 101
Austin, TX 78735 USA

RE: Whole Woman's Health of Fort Worth, LLC
File Number: 801162042

It has been our pleasure to file the certificate of formation and issue the enclosed certificate of filing evidencing the existence of the newly created domestic limited liability company (llc).

Unless exempted, the entity formed is subject to state tax laws, including franchise tax laws. Shortly, the Comptroller of Public Accounts will be contacting the entity at its registered office for information that will assist the Comptroller in setting up the franchise tax account for the entity. The initial franchise tax report will be due a year and 89 days after the effective date of formation. Thereafter, an annual franchise tax report is due each May 15. Information about franchise tax, and contact information for the Comptroller's office, is available on their web site at <http://window.state.tx.us/taxinfo/franchise/index.html>.

The entity formed does not file annual reports with the Secretary of State. Documents will be filed with the Secretary of State if the entity needs to amend one of the provisions in its certificate of formation. It is important for the entity to continuously maintain a registered agent and office in Texas. Failure to maintain an agent or office or file a change to the information in Texas may result in the involuntary termination of the entity.

If we can be of further service at any time, please let us know.

Sincerely,

Corporations Section
Business & Public Filings Division
(512) 463-5555

Enclosure

Phone: (512) 463-5555
Prepared by: Rosa Arrellano

Come visit us on the internet at <http://www.sos.state.tx.us/>

Fax: (512) 463-5709
TID: 10285

Dial: 7-1-1 for Relay Services
Document: 272310460002

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Hope Andrade
Secretary of State

Office of the Secretary of State

CERTIFICATE OF FILING OF

Whole Woman's Health of Fort Worth, LLC
File Number: 801162042

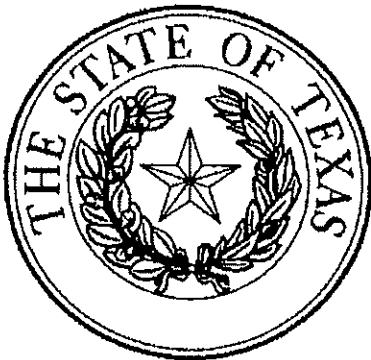
The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 08/25/2009

Effective: 08/25/2009



A handwritten signature in black ink, appearing to read "Hope Andrade".

Hope Andrade
Secretary of State

Phone: (512) 463-5555
Prepared by: Rosa Arrellano

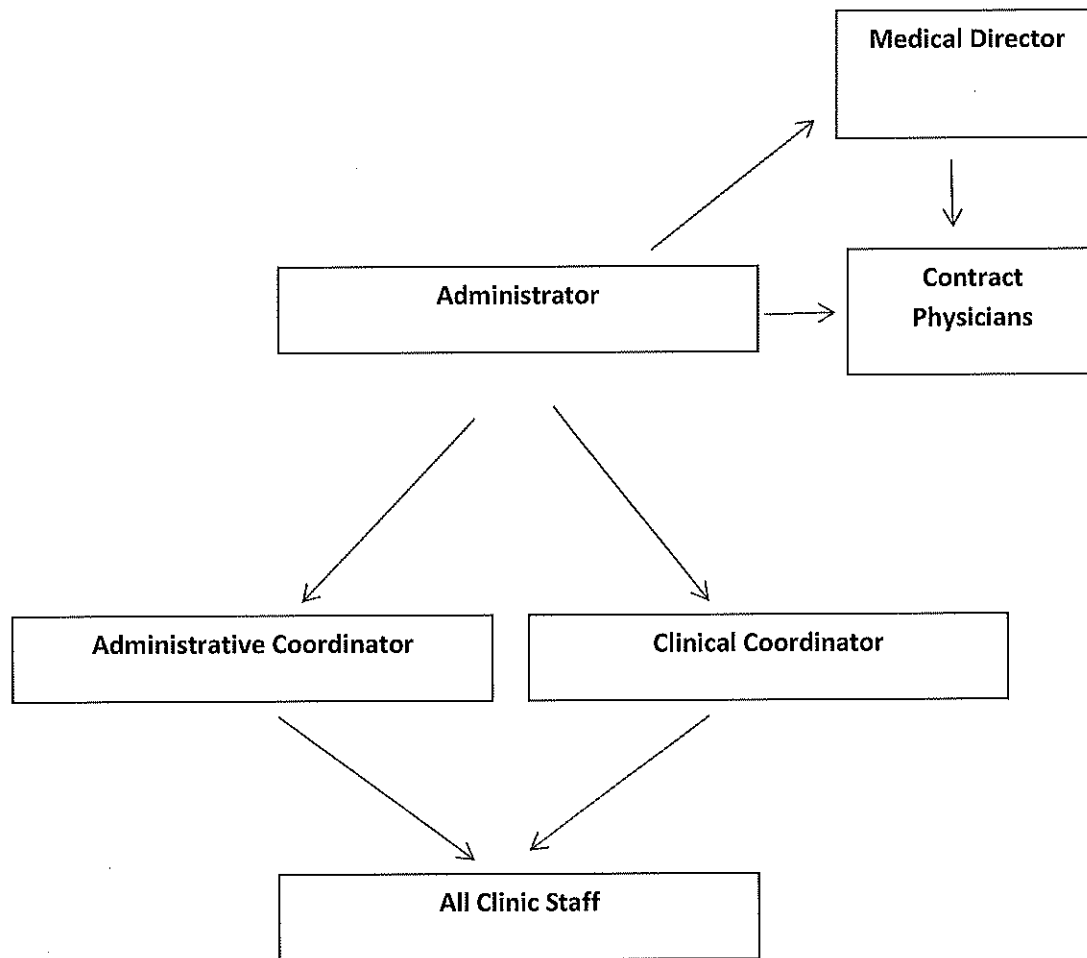
Come visit us on the internet at <http://www.sos.state.tx.us/>
Fax: (512) 463-5709
TID: 10306

Dial: 7-1-1 for Relay Services
Document: 272310460002



Whole Woman's Health

Whole Woman's Health



Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 11:51 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_Peo000001_000003.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health of Peoria, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to the Respondent's Request for Production of Documents and Records to a Non-Party.

Request No.	Bates Numbers
1.a	WWH_Peo000001
1.b	
1.c	
1.d	
1.e	
1.f	WWH_Peo000002-WWH_Peo000003
1.g	
1.h	

Sincerely,

Dipti Singh*
(Pronouns: she, her)
Senior Counsel & Strategy Director
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Fax: (646) 480-8828
dsingh@lawyeringproject.org
*Licensed in California

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From: Dipti Singh
Sent: Monday, April 9, 2018 7:16 PM
To: 'Carroll, Bart' <BCarroll@isdh.IN.gov>; 'Brune, Adrienne' <ABrune@isdh.IN.gov>
Cc: Stephanie Toti <stoti@lawyeringproject.org>; 'Kathrine D. Jack, Jack Law Office LLC' <kjack@jacklawoffice.com>
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of Peoria, LLC. Please find attached non-party Whole Woman's Health of Peoria, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

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Form **LLC-5.5**

**Illinois
Limited Liability Company Act
Articles of Organization**

FILE # 05262143

Secretary of State Jesse White
Department of Business Services
Limited Liability Division
www.cyberdriveillinois.com

Filing Fee: \$500
Expedited Fee: \$100
Approved By: TLB

FILED
APR 20 2015
Jesse White
Secretary of State

1. Limited Liability Company Name: WHOLE WOMAN'S HEALTH OF PEORIA, LLC

2. Address of Principal Place of Business where records of the company will be kept:
7405 N UNIVERSITY ST, STE D
PEORIA, IL 61614

3. Articles of Organization effective on the filing date.

4. Registered Agent's Name and Registered Office Address:

MARGARET VAN DUYN
7405 N UNIVERSITY ST STE D
PEORIA, IL 61614-1212

5. Purpose for which the Limited Liability Company is organized:
"The transaction of any or all lawful business for which Limited Liability Companies may be organized under this Act."

6. The LLC is to have perpetual existence.

7. The Limited Liability Company is managed by the manager(s).

MILLER, AMY HAGSTROM
8401 NORTH I-35, STE 1A
AUSTIN, TX 78753

PALMER, D.O., ALLEN
7405 N UNIVERSITY ST, STE D
PEORIA, IL 61614

VAN DUYN, MARGARET
7405 N UNIVERSITY ST, STE D
PEORIA, IL 61614

8. **Name and Address of Organizer**

I affirm, under penalties of perjury, having authority to sign hereto, that these Articles of Organization are to the best of my knowledge and belief, true, correct and complete.

Dated: APRIL 20, 2015

JOHN H. BUCY, II
6633 HWY 290 EAST, STE 104
AUSTIN, TX 78723

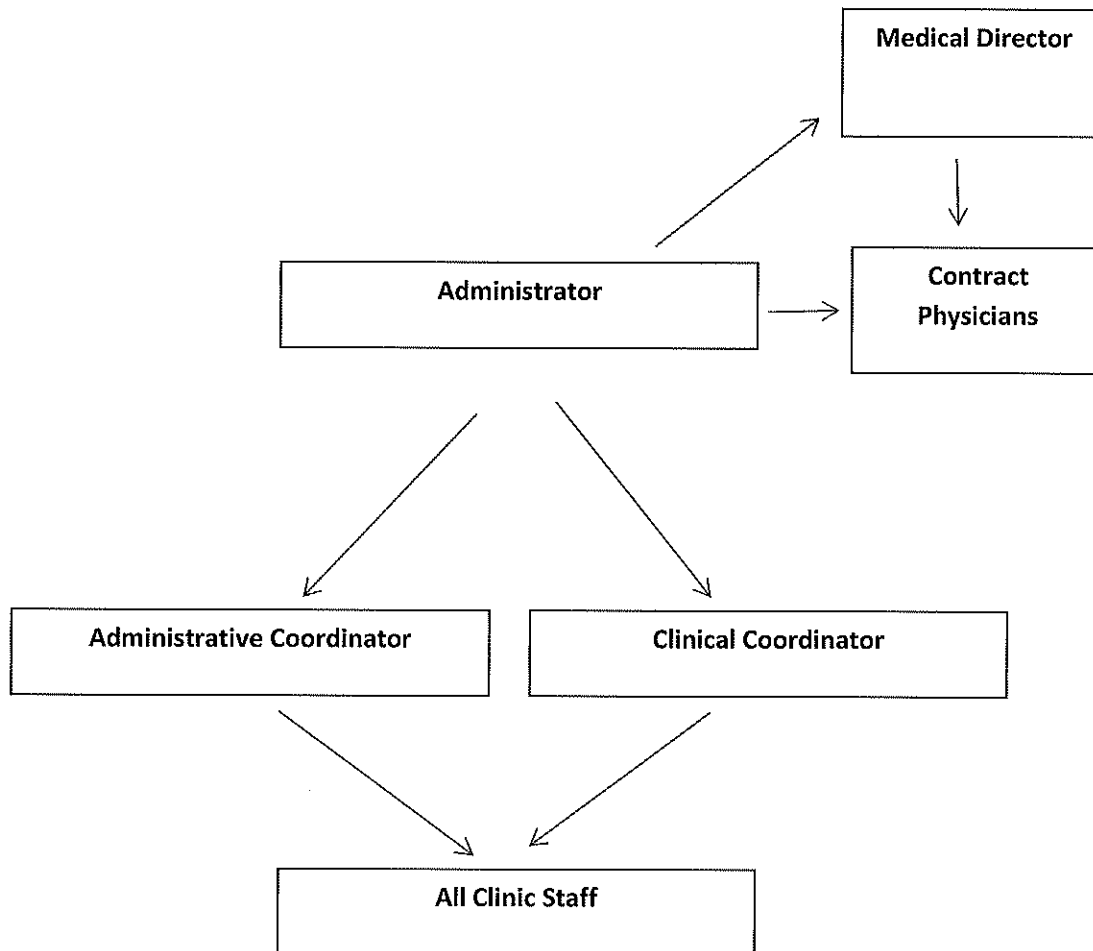


Whole Woman's Health of Peoria, LLC

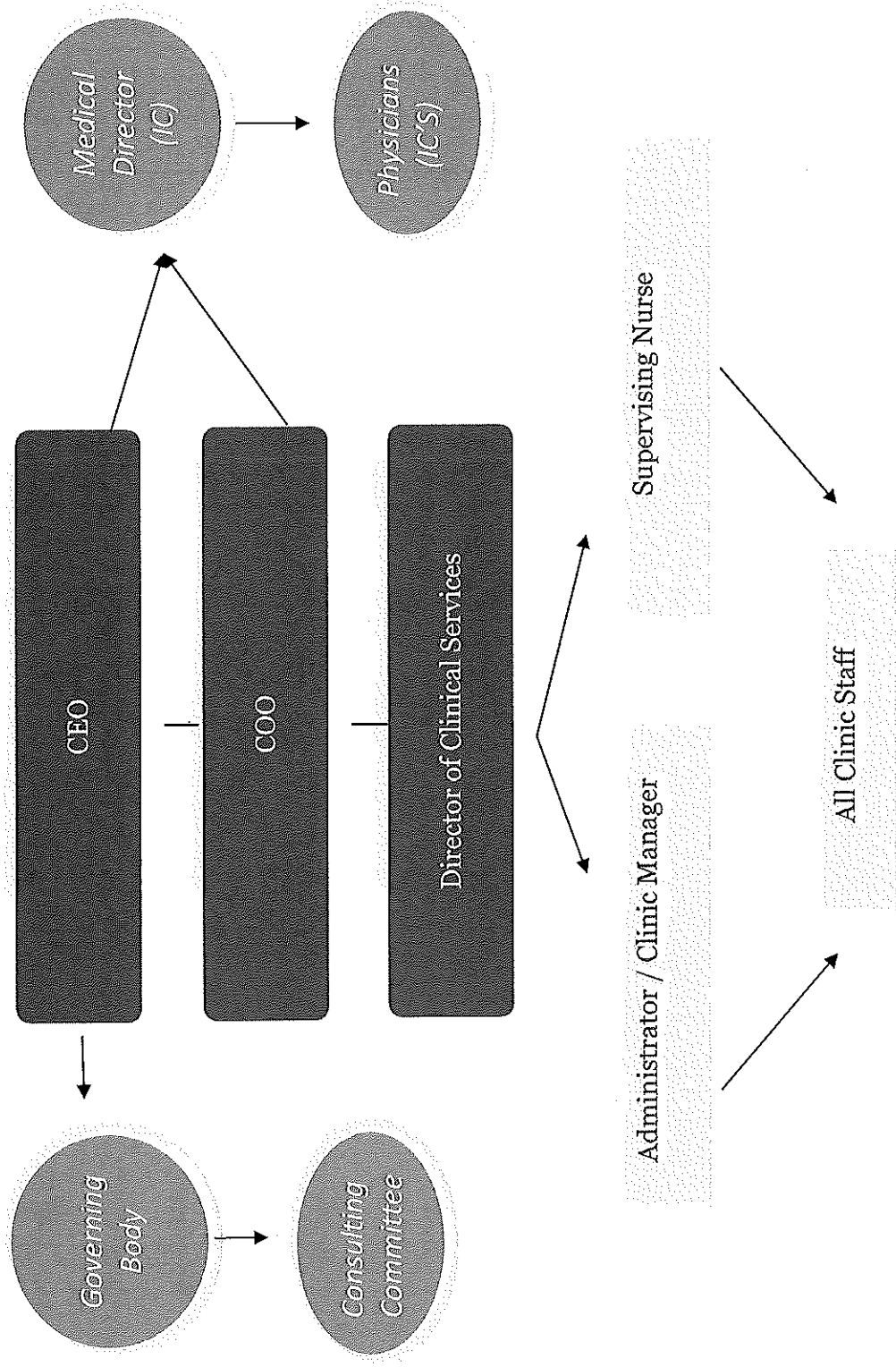
7405 N. University St. Suite D, Peoria, IL 61614

P: 309-691-9073 / F: 309-691-4528

Whole Woman's Health



Whole Woman's Health of Peoria, LLC



Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 09, 2018 11:55 PM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_SA000001_000003.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health of San Antonio, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to Respondent's Request for Production of Documents and Records to a Non-Party.

Request No.	Bates Numbers
1.a	WWH_SA000001-WWH_SA000002
1.b	
1.c	
1.d	
1.e	
1.f	WWH_SA000003
1.g	
1.h	

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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From: Dipti Singh

Sent: Monday, April 9, 2018 7:11 PM

To: 'Carroll, Bart' <BCarroll@isdh.IN.gov>; 'Brune, Adrienne' <ABrune@isdh.IN.gov>

Cc: Stephanie Toti <stoti@lawyeringproject.org>; Kathrine D. Jack, Jack Law Office LLC <kjack@jacklawoffice.com>

Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of San Antonio, LLC. Please find attached non-party Whole Woman's Health of San Antonio, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

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Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
FAX: 512/463-5709



**Certificate of Formation
Limited Liability Company**

Filed in the Office of the
Secretary of State of Texas
Filing #: 801282965 06/17/2010
Document #: 312220390002
Image Generated Electronically
for Web Filing

Filing Fee: \$300

Article 1 - Entity Name and Type

The filing entity being formed is a limited liability company. The name of the entity is:

Whole Woman's Health of San Antonio, LLC

Article 2 - Registered Agent and Registered Office

☐ A. The initial registered agent is an organization (cannot be company named above) by the name of:

OR

☒ B. The initial registered agent is an individual resident of the state whose name is set forth below:

Name:

Amy Hagstrom Miller

C. The business address of the registered agent and the registered office address is:

Street Address:

8401 North I-35, Suite 1A Austin TX 78753

Consent of Registered Agent

☐ A. A copy of the consent of registered agent is attached.

OR

☒ B. The consent of the registered agent is maintained by the entity.

Article 3 - Governing Authority

☒ A. The limited liability company is to be managed by managers.

OR

☐ B. The limited liability company will not have managers. Management of the company is reserved to the members.

The names and addresses of the governing persons are set forth below:

Manager 1: **Amy Hagstrom Miller**

Title: **Manager**

Address: **8401 North I-35, Suite 1A Austin TX, USA 78753**

Article 4 - Purpose

The purpose for which the company is organized is for the transaction of any and all lawful business for which limited liability companies may be organized under the Texas Business Organizations Code.

Supplemental Provisions / Information

[The attached addendum, if any, is incorporated herein by reference.]

Organizer

The name and address of the organizer are set forth below.

John H. Bucy II **6633 Hwy 290 East, Suite 208, Austin, TX 78723**

Effectiveness of Filing

☒ A. This document becomes effective when the document is filed by the secretary of state.

OR

☐ B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its signing. The delayed effective date is:

Execution

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

John H. Bucy II

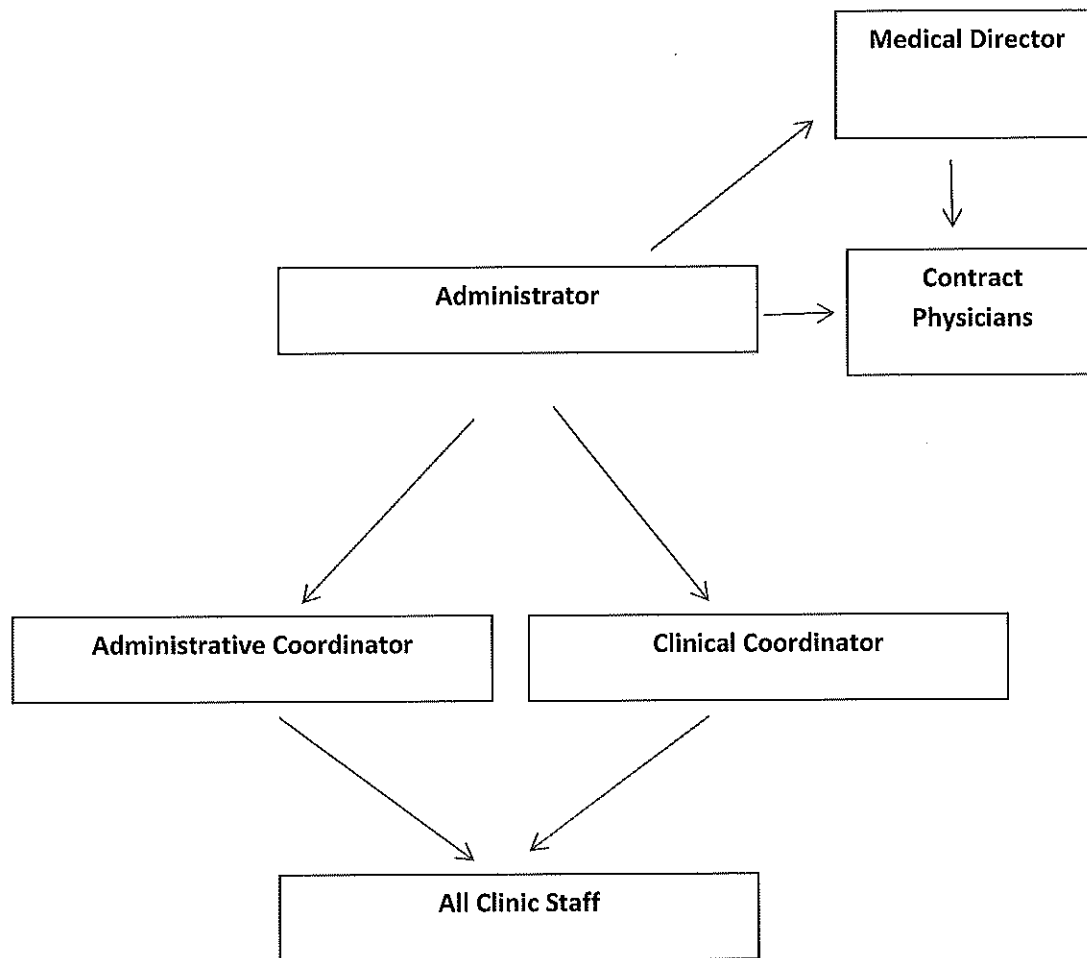
Signature of Organizer

FILING OFFICE COPY



Whole Woman's Health

Whole Woman's Health



Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Tuesday, April 10, 2018 12:02 AM
To: Carroll, Bart; Brune, Adrienne
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: WWH_TC000001_000004.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Dear Bart and Adrienne,

Non-Party Whole Woman's Health of the Twin Cities, LLC, by and through its undersigned counsel, hereby produces the following documents responsive to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Request No.	Bates Numbers
1.a	WWH_TC000001-WWH_TC000003
1.b	
1.c	
1.d	
1.e	WWH_TC000003
1.f	WWH_TC000004
1.g	
1.h	

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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From: Dipti Singh

Sent: Monday, April 9, 2018 7:11 PM

To: 'Carroll, Bart' <BCarroll@isdh.IN.gov>; 'Brune, Adrienne' <ABrune@isdh.IN.gov>

Cc: Stephanie Toti <stoti@lawyeringproject.org>; 'Kathrine D. Jack, Jack Law Office LLC' <kjack@jacklawoffice.com>
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

Dear Bart and Adrienne,

We write on behalf of our client non-party Whole Woman's Health of the Twin Cities, LLC. Please find attached non-party Whole Woman's Health of the Twin Cities, LLC's responses and objections to Respondent's Request for Production of Documents and Records to a Non-Party in the above-captioned matter.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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Office of the Minnesota Secretary of State
Minnesota Limited Liability Company | Articles of Organization
Minnesota Statutes, Chapter 322B



Read the instructions before completing this form.
Filing Fee: \$135.00

The undersigned organizer(s), in order to form a Limited Liability Company under *Minnesota Statutes, Chapter 322B* adopt the following:

Article I – Name of Limited Liability Company (Required)

Whole Woman's Health of the Twin Cities, LLC
(The company name must include the words Limited Liability Company or the abbreviation LLC)

Article II - Registered Office Address and Agent (A Registered Office Address is Required)

33 South 5th Street **Minneapolis** **MN** **55402**
Street Address (A PO Box by itself is not acceptable) City State Zip Code

Registered Agent at the above address is: **Mary J. Frank**

Article III – Duration

The period of duration for this limited liability company shall be: (If this is not completed, a perpetual duration is assumed by law.) _____

Article IV – Organizers (Required)

I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

John H. Bucy II **6633 Hwy 290 East** **Austin** **TX** **78723**
Organizer's Name Street Address City State Zip
John H. Bucy II **1/03/2012**
Signature Date

Organizer's Name Street Address City State Zip

Signature Date

Email Address for Official Notices

Enter an email address to which the Secretary of State can forward official notices required by law and other notices, including this submission: **john@johnbucy.com**

☐ Check here to have your email address excluded from requests for bulk data, to the extent allowed by Minnesota law.

List a name and daytime phone number of a person who can be contacted about this form:
John H. Bucy II **(512) 731-2638**

Entities that own, lease, or have any financial interest in agricultural land or land capable of being farmed must register with the Department of Agriculture.

Office of the Minnesota Secretary of State Certificate of Organization

I, Mark Ritchie, Secretary of State of Minnesota, do certify that: The following business entity has duly complied with the relevant provisions of Minnesota Statutes listed below, and is formed or authorized to do business in Minnesota on and after this date with all the powers, rights and privileges, and subject to the limitations, duties and restrictions, set forth in that chapter.

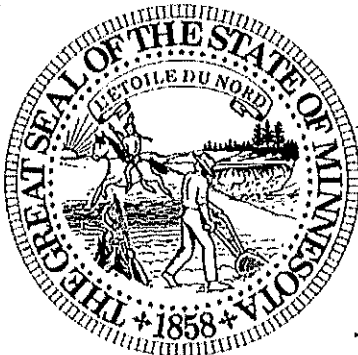
The business entity is now legally registered under the laws of Minnesota.

Name: Whole Woman's Health of the Twin Cities, LLC

File Number: 462023900028

Minnesota Statutes, Chapter: 322B

This certificate has been issued on: 01/05/2012



Mark Ritchie

Mark Ritchie
Secretary of State
State of Minnesota

Organized under the Laws of the State of Minnesota

Certificate Number 1

Percentage Ownership 100%

OWNERSHIP CERTIFICATE

WHOLE WOMAN'S HEALTH OF THE TWIN CITIES, LLC

This Certifies that The Booyah Group, LLC is a member of and owns a 100% interest in the above referenced limited liability Company organized under the laws of the State of Minnesota and is entitled to the full benefits and privileges of such membership, subject to the duties and obligations, as more fully set forth in the Company's Articles of Organization and its Company Agreement as may be in force from time to time.

Restrictions: The transfer of this Ownership Certificate is subject to the restrictions in the Company Agreement.

In Witness Whereof, the Company this certificate to be executed by its duly authorized representative.

Date: January 3, 2012

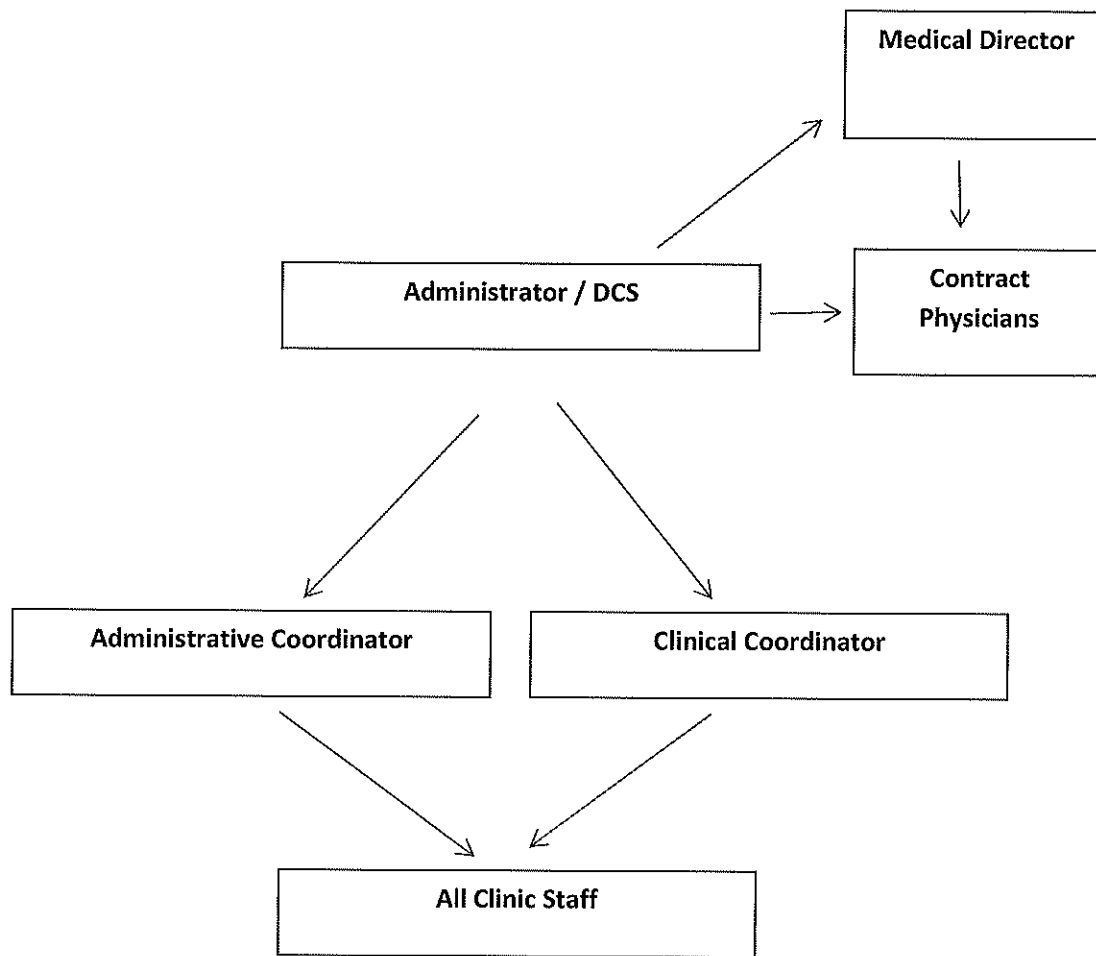


Amy Hagstrom Miller, President



Whole Woman's Health

Whole Woman's Health



Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Monday, April 16, 2018 5:51 PM
To: Carroll, Bart; Brune, Adrienne; ISDH Court Administrator
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC; John Bucy
Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
Attachments: Notice of Withdrawal.pdf

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Please find attached Notice of Withdrawal of Attorney John Bucy. A hard copy will follow by U.S. mail.

Sincerely,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

*Licensed in California

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Brune, Adrienne

From: Dipti Singh <dsingh@lawyeringproject.org>
Sent: Friday, April 20, 2018 11:20 AM
To: Brune, Adrienne; Carroll, Bart
Cc: Stephanie Toti; Kathrine D. Jack, Jack Law Office LLC
Subject: Re: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Good morning. We can use the same call in number:

Phone: (605) 472-5528
Pin: 268831

Thanks very much.

Sincerely,

Dipti Singh*
Senior Counsel & Strategy Director
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Fax: (646) 480-8828
dsingh@lawyeringproject.org
*Admitted to practice in California

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From: Brune, Adrienne <abrune@isdh.in.gov>
Sent: Friday, April 20, 2018 6:18 AM
Subject: RE: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18
To: Dipti Singh <dsingh@lawyeringproject.org>, Carroll, Bart <bcarroll@isdh.in.gov>
Cc: Stephanie Toti <stoti@lawyeringproject.org>, Kathrine D. Jack, Jack Law Office LLC <kjack@jacklawoffice.com>

Good morning:

3:30 ET looks clear on both of our calendars. We'll talk to you this afternoon.

Adrienne

From: Dipti Singh [mailto:dsingh@lawyeringproject.org]

Sent: Thursday, April 19, 2018 5:11 PM

To: Brune, Adrienne <ABrune@isdh.IN.gov>; Carroll, Bart <BCarroll@isdh.IN.gov>

Cc: Stephanie Toti <stoti@lawyeringproject.org>; Kathrine D. Jack, Jack Law Office LLC <kjack@jacklawoffice.com>

Subject: Whole Woman's Health Alliance v. Indiana State Department of Health, Cause No. ACL-000132-18

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Bart and Adrienne,

Are you available tomorrow at 3:30 pm et to discuss the Whole Woman's Health Alliance's discovery responses and objections?

Best,

Dipti Singh*

(Pronouns: she, her)

Senior Counsel & Strategy Director

Lawyering Project

811 W. 7th St., 12th floor

Los Angeles, CA 90017

Phone: (646) 480-8973

Fax: (646) 480-8828

dsingh@lawyeringproject.org

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STATE OF INDIANA
COUNTY OF MARION

)
) SS:
)
)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH
ALLIANCE,

Petitioner,

v.

INDIANA STATE DEPARTMENT
OF HEALTH

Respondent.

)
)
)
)
)
)
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)
)
)

NOTICE OF WITHDRAWAL OF ATTORNEY

Notice is hereby given that Attorney John Bucy withdraws as Attorney of Record for Petitioner Whole Woman's Health Alliance ("Petitioner").

Attorney Bucy's services were necessary to file Petitioner's Application for License to Operate an Abortion Clinic and an appeal of Respondent Indiana State Department of Health's denial of that application, however, Petitioner is now adequately represented by the multiple remaining Attorneys of Record: Kathrine Jack, Dipti Singh, and Stephanie Toti. Petitioner has agreed to Attorney Bucy's withdrawal. Attorney Bucy's withdrawal will have no adverse effect on Petitioner's interests and no delay or prejudice will result from the withdrawal.

Respectfully Submitted,



John Bucy
Bucy & Associates, PLLC
6633 Hwy. 290 East, Suite 104
Austin, Texas 78723P: 512-291-6505
john@johnbucy.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on counsel of record for Respondent, listed below, by e-mail, on April 16, 2018.

Bart Carroll
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 317-233-7766
BCarroll@isdh.IN.gov

Adrienne Brune
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 248-763-3260
ABrune@isdh.IN.gov

Notice of License Application Denial



Eric J. Holcomb
Governor

Kristina Box, MD, FACOG
State Health Commissioner

CERTIFIED MAIL

Re: Licensure Application

NOTICE OF LICENSE APPLICATION DENIAL

Whole Woman's Health Alliance
1812 Centre Creek Drive, Suite 205
Austin, Texas 78754

To Whom It May Concern:

The Commissioner of the Indiana State Department of Health (hereinafter referred to as "Commissioner"), pursuant to Ind. Code § 16-21-2-11, Ind. Code § 4-21.5-3-5, and 410 IAC 26, hereby issues this *Notice of License Application Denial* to Whole Woman's Health Alliance ("WWHA" or "Applicant").

On August 11, 2017, the Indiana State Department of Health (the "Department") received an *Application for License to Operate an Abortion Clinic* from WWHA. On September 21, 2017, the Department requested additional information based on discrepancies noted in WWHA's application. On October 6, 2017, the Department received a revised application from WWHA. After reviewing the revised application, the Department requested additional information to determine compliance with 410 IAC 26. In response to the Department's request to list all of the abortion and health care facilities currently operated by WWHA, its parent, affiliate, and subsidiary organizations, WWHA failed to disclose, concealed, or omitted information related to additional clinics.

Based upon the Department's review, the Commissioner finds WWHA failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information. See 410 IAC 26-2-5. You are hereby notified that the Commissioner has **DENIED** the license application of WWHA dated August 11, 2017 (supplemented on October 6, 2017 and December 8, 2017).

A person may not provide abortion services unless the person holds a license issued by the Indiana State Department of Health. A person who knowingly or intentionally operates or advertises the operation of an unlicensed abortion clinic commits a Class A misdemeanor. Ind. Code § 16-21-2-10. Ind. Code § 16-21-2-2.5.

If WWHA wishes to seek administrative review of the *Notice of License Application Denial* pursuant to Indiana Code 4-21.5-3-5, it must file a petition for review within eighteen (18) days after this *Notice of Licensure Application Denial* is served. The petition for review and petition of stay of effectiveness must be postmarked no later than **January 23, 2018**.



2 North Meridian Street • Indianapolis, IN 46204
317.233.1325 tdd 317.233.5577
www.statehealth.in.gov

To promote and provide
essential public health services.

The petition for review and petition of stay of effectiveness must be in writing and must include facts demonstrating that:

The petitioner is a person to whom the order is specifically directed;
The petitioner is aggrieved or adversely affected by the order; or
The petitioner is entitled to review under any law.

If the petition for review and petition for stay of effectiveness is not filed timely, this *Notice of License Application Denial* becomes a **FINAL ORDER**.

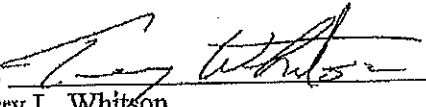
Any Petition for review should be submitted in writing to:

Court Administrator
Office of Legal Affairs, #3H
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204-3006

So ordered this 3RD day of JANUARY, 2018.

Respectfully,

KRISTINA BOX, MD, FACOG
STATE HEALTH COMMISSIONER

By: 
Terry L. Whitson
Assistant Commissioner
Health Care Quality & Regulatory Commission

CC: Preston Black, Office of Legal Affairs
Bucy & Associates, PLLC c/o John Bucy, II
File

Petition for Review of License Application Denial

Bucy & Associates, PLLC

6633 Highway 290 East, Suite 104
Austin, Texas 78723
Phone: (512) 291-6505
Fax: (512) 291-6558
E-Mail: john@johnbucy.com

Indiana State Department of Health
Office of Legal Affairs

JAN 22 2018

FILED

January 22, 2018

Court Administrator
Office of Legal Affairs, #3H
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204-3006

VIA CERTIFIED MAIL:
7016 3010 0000 2601 3662

PETITION FOR REVIEW OF LICENSE APPLICATION DENIAL BY INDIANA STATE DEPARTMENT OF HEALTH

Applicant Information:

Whole Woman's Health Alliance
1812 Centre Creek Drive, Suite 205
Austin, Texas 78734

Representative's Name (Person Submitting the Appeal):

John H. Bucy, II
Bucy & Associates, PLLC
6633 Highway 290 East, Suite 104
Austin, Texas 78723
Telephone Number: (512) 731-2638

Background Information:

Whole Woman's Health Alliance (the "Applicant") filed an Application for License to Operate an Abortion Clinic on August 11, 2017. On October 6, 2017, the Applicant filed a revised application in response to additional information requested by the Indiana State Department of Health (the "Department").

By Notice of License Application Denial dated January 3, 2018, the Department denied the Application of Applicant (the "Notice").

Reason for Denial:

In paragraph 2 of the Notice, the Department determined:

"In response to the Department's request to list all of the abortion and health care facilities currently operated by WWHA, its parent, affiliate, and

subsidiary organizations, WWHA failed to disclose, concealed or omitted information related to additional clinics."

The Department relied on this determination to find that the Applicant **"...failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information. See 410 IAC 26-2-5."**

Response of Applicant:

Factual Dispute: The factual dispute relates to Requests 1 and 2 submitted by the Department to the Applicant on October 6, 2017 and the responses submitted by the Applicant to the Department on December 8, 2017. For ease of reference, the requests and the responses of the Applicant follow:

1. Provide a complete ownership structure or description pertaining to the applicant, including, but not limited to, any individuals and/or any parent, affiliate or subsidiary organizations. Please list full legal names and addresses, and for entities, list the type of entity and the state of incorporation/organization.

Response: Whole Woman's Health Alliance ("WWHA") is a Texas nonprofit corporation. It does not have members. Management of the affairs of WWHA is vested in the Board of Directors. Since WWHA is a nonprofit corporation it does not have any owners.

WWHA operates a clinic in Austin, Texas. The address of the clinic is 8401 North IH 35, Suite 200, Austin, Texas 78753. It is licensed as an Abortion Facility by the Texas Department of State Health Services Regulatory Licensing Unit. Its license number is 140013.

WWHA has recently purchased a clinic in the State of Virginia. The clinic address is 2321 Commonwealth Drive, Charlottesville, Virginia, 22901. The license number is AF-0020.

WWHA has entered into a management agreement with Whole Woman's Health, LLC (the "Management Company"). The Management Company will provide certain designated management services to WWHA. The Management Company provides management services to numerous clinics across the United States. The Management Company is a Texas limited liability company.

Some of the Board Members of WWHA are affiliated directly or indirectly with the Management Company, but the majority of the Board Members are independent.

2. Provide a list of all the abortion and health care facilities currently operated by applicant, including its parent, affiliate or subsidiary organizations.

Response: Please refer to the answer to the first Question.

Arguments of Applicant (Factual Matters): The Applicant did not conceal or mislead the Department regarding the clinics operated by the Applicant, its parent, affiliate or subsidiary organizations. As stated in the above responses, the Applicant is a Texas nonprofit corporation. It does not have members. Management of the affairs of WWHHA is vested in the Board of Directors. Nonprofit entities, including the Applicant, do not have shareholders or owners. The Applicant does not own shares, membership interests or any other type of ownership interest in any entity. Consequently, the Applicant does not have a parent or subsidiary organization.

The Applicant in its response disclosed all of the clinics that it operates, which are located in Texas and Virginia. It also disclosed that it had entered into a management agreement with Whole Woman's Health, LLC—an independent legal entity that is distinct from the Applicant—and that Whole Woman's Health, LLC provides "management services to numerous clinics across the U.S." Applicant's Responses of Dec. 8, 2017. The Applicant did not list the other clinics managed by Whole Woman's Health, LLC, because they are not operated by Whole Woman's Health Alliance, nor are they parent, affiliate, or subsidiary organizations. To the contrary, those other clinics are independent corporations that are not controlled by the Applicant, and the Applicant has no financial or other interest in those clinics.

Although not responsive to the Department's Requests, a list of the other clinics managed by Whole Woman's Health, LLC is provided in Exhibit "A", attached hereto and incorporated herein by reference.

The Department was not specific about its basis for denying the Applicant's Application, but it is possible that the Department considers Whole Woman's Health, LLC to be an affiliate of the Applicant.

The Indiana Code defines "affiliate" as "an entity that directly or indirectly controls, is controlled by, or is under common control with" another entity, where "[c]ontrol includes the power to select the corporation's board of directors." Ind. Code § 23-17-21-2; *accord* Ind. Code § 23-1-43-1. The Applicant does not control and is not controlled by any other entity. As a Texas nonprofit corporation, the Applicant has scrupulously maintained its independent status. While Whole Woman's Health, LLC provides certain management services to the Applicant pursuant to a contractual agreement, it does not control and is not controlled by the Applicant, nor are the two companies under common control by a third party. The other clinics managed by Whole Woman's Health, LLC are independent corporations that similarly do not control, are not controlled by, and are not subject to common control with the Applicant.

Court Administrator
January 22, 2018
Page 4 of 4

Bucy & Associates, PLLC

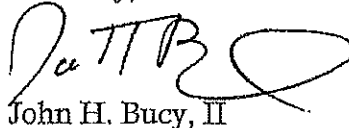
Arguments of Applicant (Legal Matters): The Applicant did not conceal or mislead the Department, nor provide inaccurate statements or information; consequently, a finding that Applicant **"...failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information"** is not supported by the facts in this case.

The Applicant acted in good faith and was open and responsive. The Applicant also provided complete and accurate information to the Department. If the Department had questions concerning the Applicant's relationship to Whole Woman's Health, LLC and/or the other clinics managed by that company, it could have informed the Applicant, and the Applicant would have willingly provided additional information.

It is clear that the Applicant is of reputable and responsible character and if in the view of the Department the answer was not fully responsive it is a result of the Department's misunderstanding and not an attempt of the Applicant to mislead or conceal information.

If you have any questions feel free to contact me at the above-mentioned number.

Sincerely,

A handwritten signature in black ink, appearing to read "John H. Bucy, II", with a large, stylized flourish at the end.

John H. Bucy, II

Exhibit "A"

Whole Woman's Health of the Twin Cities, LLC

Whole Woman's Health of Peoria, LLC

Whole Woman's Health of Baltimore, LLC

Whole Woman's Health of Fort Worth, LLC

Whole Woman's Health of San Antonio, LLC

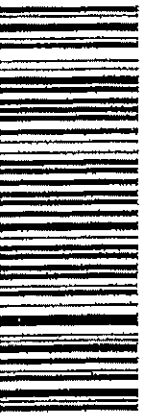
Whole Woman's Health of McAllen, LLC

**RETURN RECEIPT
REQUESTED**

Bucy & Associates, PLLC
6633 Highway 290 East, Suite 104
Austin, Texas 78723

CE STICKER ATTACH TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL

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Indiana State Department of Health
Court Administrator
Office of Legal Affairs, #3H
2 North Meridian Street
Indianapolis, IN 46204-3006

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Assignment Acknowledgement



Eric J. Holcomb
Governor

Kristina Box, MD, FACOG
State Health Commissioner

January 26, 2018

Judge Clare Deitchman
Administrative Law Judge
748 East Bates Street, Suite 105
Indianapolis, Indiana 46202

RE: Petition for Review of License Application Denial
Whole Woman's Health Alliance
Cause No.: ACL-000132-18

Dear Judge Deitchman:

ASSIGNMENT ACKNOWLEDGEMENT

You are hereby notified that you have been selected to serve as an Administrative Law Judge in this matter. If for any reason you are unable to accept this assignment, please sign at the appropriate line at the end of this Acknowledgement and return all materials to the Court Administrator.

Enclosed herein you will find a copy of:

1. *Notice of License Application Denial* issued by ISDH on January 3, 2018.
2. *Petition for Review of License Application Denial* filed by Attorney John H. Bucy, II on January 22, 2018.

TERMS AND CONDITIONS

A. DUTIES OF ALJ FOR ADMINISTRATIVE HEARINGS

1. Conduct of Administrative Hearings The ALJ shall conduct an administrative evidentiary hearing, as well as all other preliminary and subsequent matters, attending thereto, in accordance with IC 4-21.5, and all other pertinent statutes, rules, and/or case law in **Cause No. ACL-000132-18**.
2. Standards of Conduct The ALJ shall conduct the entire hearing process with the highest professional standards and ethical considerations in order to afford all parties an equitable opportunity for a fair hearing. Said standards shall consist of, at a minimum, those specific provisions contained in IC 4-21.5 and IC 4-22-2 as well as all other reasonable and appropriate efforts to ensure the integrity of the Department's hearing process. The ALJ shall notify the Administrative Coordinator for the Department, as well as the parties of any possible conflict as soon as the matter is known to the ALJ.
3. Schedule Hearings The ALJ shall be responsible for scheduling this hearing and related matters in facilities furnished by the Department unless agreed otherwise by the parties. Notice of scheduling shall be sent to the parties by the ALJ with a reasonable notice period for the parties' convenience. Unilateral requests for continuances may be granted at the discretion of the ALJ.
4. Communication With Parties The ALJ shall not communicate unilaterally, except as to scheduling matters, with any party concerning the administrative hearing. The ALJ shall not participate in any settlement discussions with the parties but shall afford the parties every reasonable opportunity to resolve any matter in controversy in an amicable manner.
5. ALJ's Decision The ALJ shall issue a **recommended** decision in each administrative hearing no later than 30 days after the conclusion of the evidentiary hearing. Should the ALJ order post-hearing briefs from the parties, then the 30 day period shall commence after receipt of the briefs.

The ALJ's **recommended** decision in the administrative hearing shall contain legally sufficient "findings of fact" and "conclusions of law" which clearly inform the reader of all issues in dispute (substantive as well as procedural) and the reasoning process by which said issues have been disposed of by the ALJ.

6. Maintenance of Record The ALJ shall establish and maintain a record during the administrative cause which shall contain the items referred to in IC 4-21.5-3-33. Copies of all pleadings, notices, etc., shall be filed with the Administrative Coordinator, Indiana State Department of Health whether hand-delivered or by mail. The record shall be submitted to the Department within 15 days of the final disposition of the matter.

In the event that an appeal is taken, and a transcript must be prepared, said record, including the transcript, may be returned by the Department to the ALJ for review and certification by the ALJ for accuracy and authenticity.

7. Claim Vouchers The ALJ shall account for each one-tenth (1/10) of an hour spent on discharging his or her responsibilities for the hearing. Claim vouchers and any other forms necessary to make proper reimbursement may be obtained from the Administrative Coordinator for the Department. Completed claim vouchers and any other necessary forms must be sent to the Administrative Coordinator to be processed.


B. DUTIES OF THE DEPARTMENT

1. Reimbursement The Department shall reimburse the ALJ for services rendered for this hearing at the rate of fifty-five dollars (\$55.00) per hour. The ALJ's claim voucher and any other necessary forms shall be reviewed and processed immediately upon receipt and a check shall issue for the Department within a reasonable period thereafter.

2. Physical Facilities The Department shall furnish adequate physical facilities for the hearing although actual scheduling of the hearing is the ALJ's responsibility.

3. Record Making The Department shall furnish equipment for purposes of maintaining a record of the hearing. A court reporter may be used if requested by either of the parties. The Department will not provide a transcript to the ALJ for purposes of reviewing the evidence prior to writing the decision.

4. Expenses The ALJ shall also be reimbursed for certain expenses incurred in the discharge of his/her duties in this cause. The reimbursable items of expense shall be limited to all necessary postage and long distance telephone calls. All other expenses are the responsibility of the ALJ.


Rochelle Miller, Court Administrator
Office of Legal Affairs/ISDH

cc: Randy Snyder, Director, Acute Care Division, ISDH
Terry L. Whitson, Assistant Commissioner, Health Care Quality and
Regulatory Services, ISDH
State Ombudsman, FSSA
Adrienne Brune, Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 N. Meridian Street, 3160
Indianapolis, Indiana 46204
Bart Carroll, Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
2 N. Meridian Street, 3160
Indianapolis, Indiana 46204
John H. Bucy, II
Bucy & Associates, PLLC
6633 Highway 290 East, Suite 104
Austin, Texas 78723



Eric J. Holcomb
Governor

Kristina Box, MD, FACOG
State Health Commissioner

CERTIFIED MAIL

Re: Licensure Application

NOTICE OF LICENSE APPLICATION DENIAL

Whole Woman's Health Alliance
1812 Centre Creek Drive, Suite 205
Austin, Texas 78754

To Whom It May Concern:

The Commissioner of the Indiana State Department of Health (hereinafter referred to as "Commissioner"), pursuant to Ind. Code § 16-21-2-11, Ind. Code § 4-21.5-3-5, and 410 IAC 26, hereby issues this *Notice of License Application Denial* to Whole Woman's Health Alliance ("WWHA" or "Applicant").

On August 11, 2017, the Indiana State Department of Health (the "Department") received an *Application for License to Operate an Abortion Clinic* from WWHA. On September 21, 2017, the Department requested additional information based on discrepancies noted in WWHA's application. On October 6, 2017, the Department received a revised application from WWHA. After reviewing the revised application, the Department requested additional information to determine compliance with 410 IAC 26. In response to the Department's request to list all of the abortion and health care facilities currently operated by WWHA, its parent, affiliate, and subsidiary organizations, WWHA failed to disclose, concealed, or omitted information related to additional clinics.

Based upon the Department's review, the Commissioner finds WWHA failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information. See 410 IAC 26-2-5. You are hereby notified that the Commissioner has **DENIED** the license application of WWHA dated August 11, 2017 (supplemented on October 6, 2017 and December 8, 2017).

A person may not provide abortion services unless the person holds a license issued by the Indiana State Department of Health. A person who knowingly or intentionally operates or advertises the operation of an unlicensed abortion clinic commits a Class A misdemeanor. Ind. Code § 16-21-2-10. Ind. Code § 16-21-2-2.5.

If WWHA wishes to seek administrative review of the *Notice of License Application Denial* pursuant to Indiana Code 4-21.5-3-5, it must file a petition for review within eighteen (18) days after this *Notice of Licensure Application Denial* is served. The petition for review and petition of stay of effectiveness must be postmarked no later than **January 23, 2018**.



2 North Meridian Street • Indianapolis, IN 46204
317.233.1325 (tdd 317.233.5577)
www.statehealth.in.gov

To promote and provide
essential public health services.

Page 2 of 2

The petition for review and petition of stay of effectiveness must be in writing and must include facts demonstrating that:

The petitioner is a person to whom the order is specifically directed;
The petitioner is aggrieved or adversely affected by the order; or
The petitioner is entitled to review under any law.

If the petition for review and petition for stay of effectiveness is not filed timely, this *Notice of License Application Denial* becomes a **FINAL ORDER**.

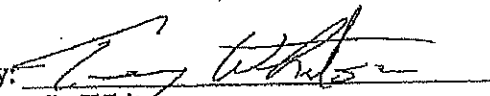
Any Petition for review should be submitted in writing to:

Court Administrator
Office of Legal Affairs, #3H
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204-3006

So ordered this 3RD day of JANUARY, 2018.

Respectfully,

KRISTINA BOX, MD, FACOG
STATE HEALTH COMMISSIONER

By: 
Terry L. Whitson
Assistant Commissioner
Health Care Quality & Regulatory Commission

CC: Preston Black, Office of Legal Affairs
Bucy & Associates, PLLC o/o John Bucy, II
File

Bucy & Associates, PLLC

6633 Highway 290 East, Suite 104

Austin, Texas 78723

Phone: (512) 291-6505

Fax: (512) 291-6558

E-Mail: john@johnbucy.com

Indiana State Department of Health
Office of Legal Affairs

JAN 22 2018

FILED

January 22, 2018

Court Administrator
Office of Legal Affairs, #3H
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204-3006

VIA CERTIFIED MAIL:

7016 3010 0000 2601 3662

*PETITION FOR REVIEW OF LICENSE APPLICATION DENIAL
BY INDIANA STATE DEPARTMENT OF HEALTH*

Applicant Information:

Whole Woman's Health Alliance
1812 Centre Creek Drive, Suite 205
Austin, Texas 78734

Representative's Name (Person Submitting the Appeal):

John H. Bucy, II
Bucy & Associates, PLLC
6633 Highway 290 East, Suite 104
Austin, Texas 78723
Telephone Number: (512) 731-2638

Background Information:

Whole Woman's Health Alliance (the "Applicant") filed an Application for License to Operate an Abortion Clinic on August 11, 2017. On October 6, 2017, the Applicant filed a revised application in response to additional information requested by the Indiana State Department of Health (the "Department").

By Notice of License Application Denial dated January 3, 2018, the Department denied the Application of Applicant (the "Notice").

Reason for Denial:

In paragraph 2 of the Notice, the Department determined:

"In response to the Department's request to list all of the abortion and health care facilities currently operated by WWHA, its parent, affiliate, and

subsidiary organizations, WWHA failed to disclose, concealed or omitted information related to additional clinics."

The Department relied on this determination to find that the Applicant **"...failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information. See 410 IAC 26-2-5."**

Response of Applicant:

Factual Dispute: The factual dispute relates to Requests 1 and 2 submitted by the Department to the Applicant on October 6, 2017 and the responses submitted by the Applicant to the Department on December 8, 2017. For ease of reference, the requests and the responses of the Applicant follow:

1. Provide a complete ownership structure or description pertaining to the applicant, including, but not limited to, any individuals and/or any parent, affiliate or subsidiary organizations. Please list full legal names and addresses, and for entities, list the type of entity and the state of incorporation/organization.

Response: Whole Woman's Health Alliance ("WWHA") is a Texas nonprofit corporation. It does not have members. Management of the affairs of WWHA is vested in the Board of Directors. Since WWHA is a nonprofit corporation it does not have any owners.

WWHA operates a clinic in Austin, Texas. The address of the clinic is 8401 North IH 35, Suite 200, Austin, Texas 78753. It is licensed as an Abortion Facility by the Texas Department of State Health Services Regulatory Licensing Unit. Its license number is 140013.

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WWHA has entered into a management agreement with Whole Woman's Health, LLC (the "Management Company"). The Management Company will provide certain designated management services to WWHA. The Management Company provides management services to numerous clinics across the United States. The Management Company is a Texas limited liability company.

Some of the Board Members of WWHA are affiliated directly or indirectly with the Management Company, but the majority of the Board Members are independent.

2. Provide a list of all the abortion and health care facilities currently operated by applicant, including its parent, affiliate or subsidiary organizations.

Response: Please refer to the answer to the first Question.

Arguments of Applicant (Factual Matters): The Applicant did not conceal or mislead the Department regarding the clinics operated by the Applicant, its parent, affiliate or subsidiary organizations. As stated in the above responses, the Applicant is a Texas nonprofit corporation. It does not have members. Management of the affairs of WWHA is vested in the Board of Directors. Nonprofit entities, including the Applicant, do not have shareholders or owners. The Applicant does not own shares, membership interests or any other type of ownership interest in any entity. Consequently, the Applicant does not have a parent or subsidiary organization.

The Applicant in its response disclosed all of the clinics that it operates, which are located in Texas and Virginia. It also disclosed that it had entered into a management agreement with Whole Woman's Health, LLC—an independent legal entity that is distinct from the Applicant—and that Whole Woman's Health, LLC provides "management services to numerous clinics across the U.S." Applicant's Responses of Dec. 8, 2017. The Applicant did not list the other clinics managed by Whole Woman's Health, LLC, because they are not operated by Whole Woman's Health Alliance, nor are they parent, affiliate, or subsidiary organizations. To the contrary, those other clinics are independent corporations that are not controlled by the Applicant, and the Applicant has no financial or other interest in those clinics.

Although not responsive to the Department's Requests, a list of the other clinics managed by Whole Woman's Health, LLC is provided in Exhibit "A", attached hereto and incorporated herein by reference.

The Department was not specific about its basis for denying the Applicant's Application, but it is possible that the Department considers Whole Woman's Health, LLC to be an affiliate of the Applicant.

The Indiana Code defines "affiliate" as "an entity that directly or indirectly controls, is controlled by, or is under common control with" another entity, where "[c]ontrol includes the power to select the corporation's board of directors." Ind. Code § 23-17-21-2; *accord* Ind. Code § 23-1-43-1. The Applicant does not control and is not controlled by any other entity. As a Texas nonprofit corporation, the Applicant has scrupulously maintained its independent status. While Whole Woman's Health, LLC provides certain management services to the Applicant pursuant to a contractual agreement, it does not control and is not controlled by the Applicant, nor are the two companies under common control by a third party. The other clinics managed by Whole Woman's Health, LLC are independent corporations that similarly do not control, are not controlled by, and are not subject to common control with the Applicant.

Court Administrator
January 22, 2018
Page 4 of 4

Bucy & Associates, PLLC

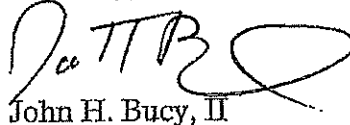
Arguments of Applicant (Legal Matters): The Applicant did not conceal or mislead the Department, nor provide inaccurate statements or information; consequently, a finding that Applicant **"...failed to meet the requirement that the Applicant is of reputable and responsible character and the supporting documentation provided inaccurate statements or information"** is not supported by the facts in this case.

The Applicant acted in good faith and was open and responsive. The Applicant also provided complete and accurate information to the Department. If the Department had questions concerning the Applicant's relationship to Whole Woman's Health, LLC and/or the other clinics managed by that company, it could have informed the Applicant, and the Applicant would have willingly provided additional information.

It is clear that the Applicant is of reputable and responsible character and if in the view of the Department the answer was not fully responsive it is a result of the Department's misunderstanding and not an attempt of the Applicant to mislead or conceal information.

If you have any questions feel free to contact me at the above-mentioned number.

Sincerely,

A handwritten signature in black ink, appearing to read "John H. Bucy, II". The signature is stylized with a large, looping "J" and "B".

John H. Bucy, II

Exhibit "A"

Whole Woman's Health of the Twin Cities, LLC

Whole Woman's Health of Peoria, LLC

Whole Woman's Health of Baltimore, LLC

Whole Woman's Health of Fort Worth, LLC

Whole Woman's Health of San Antonio, LLC

Whole Woman's Health of McAllen, LLC

CERTIFIED MAIL

6633 Highway 290 East, Suite 104
Austin, Texas 78723

RETURNED
REQUESTED

Indiana State Department of Health
Court Administrator
Office of Legal Affairs, #3H
2 North Meridian Street
Indianapolis, IN 46204-3006



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Assignment Acceptance
from

ALJ J. Clare Deitchman

Whole Woman's Health Alliance

I hereby accept the assignment to the Cause No. ACL-000132-18.

J. Clare Deidman
(Signature of ALJ)

1.26.2018
Date

I cannot accept the assignment to the Cause No. ACL-000132-18.

(Signature of ALJ)

Date

Notice of Pre-Hearing Conference

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

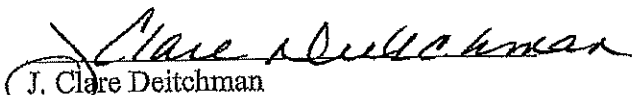
BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)

NOTICE OF PREHEARING CONFERENCE

You are hereby notified that a telephonic pre-hearing conference call regarding the above captioned Cause will be held on Monday, February 12, 2018 at 9:30 AM (EST) which is 8:30 AM (CST). The representative or legal counsel on behalf of Whole Woman's Health Alliance, must provide no later than Friday, February 9, 2018 at 12:00 P.M. (noon) a telephone contact number(s) to the Court Administrator, Office of Legal Affairs, Indiana State Department of Health, at (317) 233-7540 or by email to Courtadministrator@isdh.in.gov, for purposes of facilitating the telephonic pre-hearing conference call.

SO ORDERED this 30th day of January, 2018.


J. Clare Deitchman
Administrative Law Judge, ISDH

DISTRIBUTION:

John H. Bucy, II
Bucy & Associates, PLLC
6633 Highway 290 East, Suite 104
Austin, Texas 78723

Ms. Adrienne Brune, Staff Attorney
Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

CC: Court Administrator
Office of Legal Affairs
Indiana State Department of Health

Appearance by
Attorney filed by
Kathrine D. Jack

FEB 09 2018

FILED

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

APPEARANCE (CIVIL)

1. Name of Party Represented (Petitioner): WHOLE WOMAN'S HEALTH ALLIANCE

2. Party Attorney information (as applicable for service):

Name: Kathrine D. Jack, Attorney No. 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813, Greenfield, IN 46140
Phone: (317) 477-2300
FAX: (317) 515-6377
Computer Address: kjack@jacklawoffice.com

3. Will Party accept service by FAX: No

4. Additional information required by state or local rule: None

Respectfully Submitted:



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kJack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 9 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



Kathrine Jack

Notice of Petitions for Temporary Admission

FEB 09 2018

FILED

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
)
) Appeal from the Indiana State Department of
Health's Notice of License Application Denial


)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

NOTICE OF PETITIONS FOR TEMPORARY ADMISSION

Comes now Petitioner, Whole Woman's Health Alliance, and notifies the
Administrative Law Judge and the Respondent that the attached verified petitions for temporary
admission to appear in this proceeding on behalf of Whole Woman's Health Alliance have been
submitted to the Indiana Supreme Court pursuant to Admission and Discipline Rule 3.


Respectfully Submitted:


Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 9 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



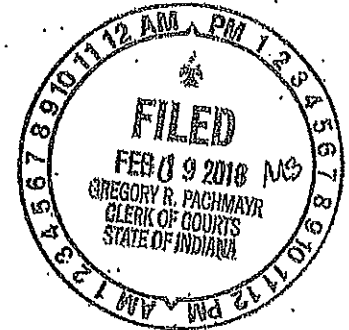
Kathrine Jack

Verified Petition of
Dipti Singh, Esq. for
Temporary Admission
to Appear on Behalf of
Whole Woman's Health
Alliance

FEB 09 2018

FILED

18S-MS-81
IN THE
INDIANA SUPREME COURT



BEFORE AN ADMINISTRATIVE LAW JUDGE
FOR THE INDIANA STATE DEPARTMENT OF HEALTH

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

**VERIFIED PETITION OF DIPTI SINGH, ESQ. FOR TEMPORARY ADMISSION TO
APPEAR ON BEHALF OF WHOLE WOMAN'S HEALTH ALLIANCE**

Dipti Singh, Esq., ("Attorney Singh") hereby submits this Verified Petition and, for good cause, requests that she be granted temporary admission to appear in the above-captioned proceeding; on behalf of Whole Woman's Health Alliance.

This Petition is submitted in accordance with Indiana Admission and Discipline Rule 3 (Admis. Disc. R. 3), which requires that this petition be presented to the Supreme Court of Indiana, that the temporary admission fee be paid, and that proof of payment be provided to the court prior to the temporary admission.

Pursuant to Admis. Disc. R. 3, Attorney Singh hereby petitions for temporary admission to practice in the above-captioned matter and states as follows, in support of her petition:

1) Attorney Kathrine Jack, a member of the Bar of Indiana, in good standing, whose attorney number is 26851-49, is appearing in this action on behalf of Whole Woman's Health Alliance and has agreed to act as co-counsel in this matter.

2) Applicant Attorney Singh certifies that she is not a resident of the State of Indiana, is not regularly employed in the State of Indiana, nor is she regularly engaged in business or professional activities in the State of Indiana.

3) Applicant Attorney Singh certifies and states as follows:

a) Attorney Singh's residential address is 4567 Lexington Ave., #204, Los Angeles, CA 90029. Attorney Singh is an attorney for the non-profit public interest organization, the Lawyering Project. The undersigned has a business address of 811 W. 7th St., 12th floor, Los Angeles, CA 90017; a business phone number of (646) 480-8973; and an electronic mailing address of dsingh@lawyeringproject.org.

b) Attorney Singh is a member in good standing of the bar of the State of California (#257165). Attorney Singh is admitted to practice before the highest court of California (admitted 06/10/2008) and is also admitted to the Fourth Circuit Court of Appeals (admitted 02/28/2011).

c) Attorney Singh certifies that she has never been suspended, disbarred or resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction.

d) Attorney Singh certifies that no disciplinary proceedings are presently pending against her in any jurisdiction.

e) Attorney Singh has not appeared previously before any courts in the State of Indiana within the last five years. No member of Attorney Singh's organization has been appeared before any court in the State of Indiana in the last five years.

f) Good cause exists for granting temporary admission to Attorney Singh, for the following reasons, contemplated by Admis. Disc. R. 3:

i) Attorney Singh has expertise in addressing legal issues involving the regulation of health care clinics providing abortion care, which is the subject of this administrative appeal. Attorneys at the Lawyering Project have represented Whole Woman's Health Alliance since its creation, and currently represent it in other jurisdictions.

ii) Attorney Singh has not made numerous or unnecessary requests for temporary admission, and does so in this case only to promote the best interests of her clients, and not to abuse said privilege.

g) Attorney Singh states that she has read, and will be bound by, the Rules of Professional Conduct adopted by the Supreme Court of Indiana, and the undersigned further certifies that she consents to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of her appearance in this matter.

h) Attorney Singh has paid the registration fee to the Clerk of the Supreme Court in compliance with Admis. Disc. R. 3(a)(3) and will present the payment receipt as proof to the Court.

i) Attorney Singh further states that she will file a Notice with the Clerk of the Supreme Court, as required, within 30 days after the Court grants temporary admission with respect to this proceeding.

VERIFICATION

I hereby certify under the penalties for perjury that the foregoing representations are true to the best of my knowledge and belief. Signed in Los Angeles, CA on this 5th day of February 2018.

Respectfully Submitted By:

Dipti Singh

Dipti Singh
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Facsimile: (646) 480-8828
Email: dsingh@lawyeringproject.org

KM

Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 09 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204

KM

Kathrine Jack

Temporary Admission Receipt

Dipti Singh (6344-95-TA)

Firm: Lawyering Project

Phone: (646) 480-8973

Status Date: 02/08/2018

Business Address:

Mobile:

811 W. 7th St.
12th Floor
Los Angeles, California 90017

Fax:

Amount Paid: \$180.00

Date Paid: 02/08/2018

For Year: 2018

Case Number	Start Date	Notice Return Date	End Date
ACL-000132-18	02/08/2018		

Verified Petition of
Stephanie Toti, Esq. for
Temporary Admission
to Appear on Behalf of
Whole Woman's Health
Alliance

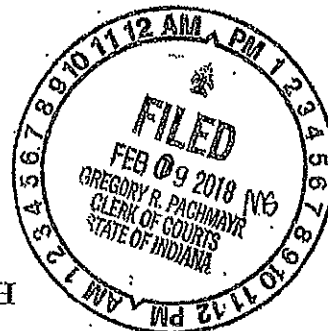
FEB 09 2018

FILED

185-MS-81

IN THE
INDIANA SUPREME COURT

BEFORE AN ADMINISTRATIVE LAW JUDGE
FOR THE INDIANA STATE DEPARTMENT OF HEALTH



IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE.

Petitioner,

Y.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity;

Respondent.

Appeal from the Indiana State Department of Health's Notice of License Application Denial

Cause No. ACL-000132-18

Clare Deitchman, Administrative Law Judge

VERIFIED PETITION OF STEPHANIE TOTL, ESQ. FOR TEMPORARY ADMISSION
TO APPEAR ON BEHALF OF WHOLE WOMAN'S HEALTH ALLIANCE

Stephanie Toti, Esq., ("Attorney Toti") hereby submits this Verified Petition and, for good cause, requests that she be granted temporary admission to appear in the above-captioned proceeding, on behalf of Whole Woman's Health Alliance.

This Petition is submitted in accordance with Indiana Admission and Discipline Rule 3 (Admis. Disc. R. 3), which requires that this petition be presented to the Supreme Court of Indiana, that the temporary admission fee be paid, and that proof of payment be provided to the court prior to the temporary admission.

Pursuant to Admis. Disc. R. 3, Attorney Toti hereby petitions for temporary admission to practice in the above-captioned matter and states as follows, in support of her petition:

1) Attorney Kathrine Jack, a member of the Bar of Indiana, in good standing, whose attorney number is 26851-49, is appearing in this action on behalf of Whole Woman's Health Alliance and has agreed to act as co-counsel in this matter.

2) Applicant Attorney Toti certifies that she is not a resident of the State of Indiana, is not regularly employed in the State of Indiana, nor is she regularly engaged in business or professional activities in the State of Indiana.

3) Applicant Attorney Toti certifies and states as follows:

a) Attorney Toti's residential address is 333 4th Street, Apt. 1i, Brooklyn, NY 11215. Attorney Toti is an attorney for the non-profit public interest organization, the Lawyering Project. The undersigned has a business address of 25 Broadway, 9th Floor, New York, NY 10004; a business phone number of (646) 490-1083; and an electronic mail address of stoti@lawyeringproject.org.

b) Attorney Toti is a member in good standing of the bar of the State of New York (#4270807). Attorney Toti is admitted to practice before the highest court of New York (admitted 11/15/2004) and is also admitted to the following federal courts: U.S. Supreme Court (admitted 8/31/2012); Second Circuit (admitted 04/17/2014); Fourth Circuit (admitted 06/18/2007); Fifth Circuit (admitted 03/26/2007); Eighth Circuit (admitted 04/29/2014); Ninth Circuit (admitted 07/24/2012); Eastern District of New York (admitted 05/27/2005); Southern District of New York (admitted 03/07/2008); Western District of Texas (admitted 07/14/2014).

c) Attorney Toti certifies that she has never been suspended, disbarred or
resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction.

d) Attorney Toti certifies that no disciplinary proceedings are presently pending against her in any jurisdiction.

e) Attorney Toti has not appeared previously before any courts in the State of Indiana within the last five years. No member of Attorney Toti's organization has appeared before any court in the State of Indiana in the last five years.

f) Good cause exists for granting temporary admission to Attorney Toti, for the following reasons, contemplated by Admis. Disc. R. 3:

i) Attorney Toti has expertise in addressing legal issues involving the regulation of health care clinics providing abortion care, which is the subject of this administrative appeal. Attorneys at the Lawyering Project have represented Whole Woman's Health Alliance since its creation, and currently represent it in other jurisdictions.

ii) Attorney Toti has not made numerous or unnecessary requests for temporary admission and does so in this case only to promote the best interests of her clients, and not to abuse said privilege.

g) Attorney Toti states that she has read, and will be bound by, the Rules of Professional Conduct adopted by the Supreme Court of Indiana, and the undersigned further certifies that she consents to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of her appearance in this matter.

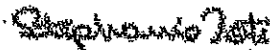
h) Attorney Toti has paid the registration fee to the Clerk of the Supreme Court in compliance with Admis. Disc. R. 3(a)(3) and will present the payment receipt as proof to the Court.

i) Attorney Toti further states that she will file a Notice with the Clerk of the Supreme Court, as required, within 30 days after the Court grants temporary admission with respect to this proceeding.

VERIFICATION

I hereby certify under the penalties for perjury that the foregoing representations are true to the best of my knowledge and belief. Signed in New York, NY on this 5th day of February 2018.

Respectfully Submitted By:



Stephanie Toti
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004
Phone: (646) 490-1083
Facsimile: (646) 480-8762
Email: stoti@lawyeringproject.org



Kathrine D. Jack; Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 09 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



Kathrine Jack

Temporary Admission Receipt

Stephanie Totl (6343-95-TA)

Firm: Lawyering Project

Phone: (646) 490-1083

Status Date: 02/08/2018

Business Address:

Mobile:

25 Broadway
9th Floor
New York, New York 10004

Fax:

Amount Paid: \$180.00

Date Paid: 02/08/2018

For Year: 2018

Case Number	Start Date	Notice Return Date	End Date
ACL-000132-18	02/08/2018		

Order on Verified Petitions for Temporary Admission

STATE OF INDIANA)
)SS: BEFORE THE INDIANA STATE
COUNTY OF MARION) DEPARTMENT OF HEALTH
 CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
 Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deltchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deltchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyerling Project
25 Broadway, 9th Floor
New York, NY 10004

Katherine D. Jack, Esq.
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box #813
Greenfield, IN 46140

Bart Carroll, Esq.
Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46202

John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

RECEIVED I.S.D.H.
OFFICE OF LEGAL AFFAIRS
2018 FEB 21 PM 12:11

Notice of Service of Discovery Requests

STATE OF INDIANA) BEFORE THE INDIANA STATE
) SS: DEPARTMENT OF HEALTH
COUNTY OF MARION) CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE)
1812 Centre Creek Drive, Suite 205)
Austin, TX 78754)

Petitioner,)

vs.)

INDIANA STATE DEPARTMENT OF HEALTH,)
ACUTE CARE DIVISION,)

Respondent.)

Indiana State Department of Health
Office of Legal Affairs

FEB 26 2018

FILED

NOTICE OF SERVICE OF DISCOVERY REQUESTS

The Division of Acute Care, Indiana State Department of Health, by counsel, Bart Carroll, hereby gives notice that on the 26th day of February, 2018, it served its First Set of Interrogatories and its First Request for Production in the above captioned cause upon counsel for Whole Woman's Health Alliance.

Respectfully submitted,


Bart Carroll

Attorney No. 22708-49

Office of Legal Affairs

Indiana State Dept. of Health

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Indiana State Department of Health's First Set of Interrogatories has been duly served upon counsel of record, listed below, by United States mail, postage prepaid and by e-mail, on this 26th day of February, 2018:

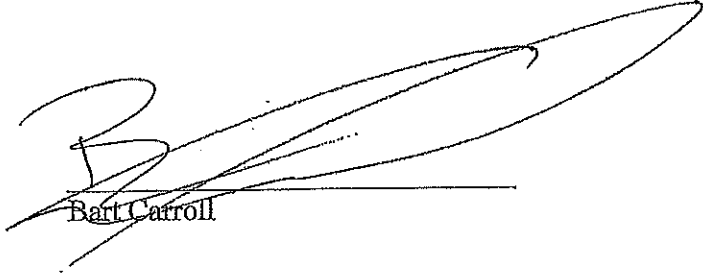
J. Clare Deitchman
Administrative Law Judge
748 East Bates Street, Suite 105
Indianapolis, IN 46202

John H. Bucy, II
Bucy & Associates, PLLP
6633 Highway 290 East, Suite 104
Austin, TX 78734
john@johnbucy.com

Kathrine D. Jack
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
kjack@jacklawoffice.com

Stephanie Toti
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004
stoti@lawyeringproject.org

Dipti Singh
Lawyering Project
811 West 7th Street, 12th Floor
Los Angeles, CA 90017
dsingh@lawyeringproject.org


Bart Carroll

Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
Telephone: (317) 233-7766

Notice of Service of Non-Party Discovery Requests

STATE OF INDIANA)
) SS: BEFORE THE INDIANA STATE DEPARTMENT OF HEALTH
COUNTY OF MARION) CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE)
1812 Centre Creek Drive, Suite 205)
Austin, TX 78754)

Petitioner,)

vs.)

INDIANA STATE DEPARTMENT OF HEALTH,)
ACUTE CARE DIVISION,)

Respondent.)

Indiana State Department of Health
Office of Legal Affairs

MAR 08 2018

FILED

NOTICE OF SERVICE OF NON-PARTY DISCOVERY REQUESTS

The Indiana State Department of Health, Acute Care Division, by counsel, hereby
gives notice that on the 8th day of March 2018, it served the following non-parties with

Respondent's Request for Production of Documents and Records to a Non-Party:

Whole Woman's Health of Baltimore, LLC
Christina Hayes, Registered Agent
7648 Belair Road
Baltimore, MD 21236

Whole Woman's Health of Peoria, LLC
Sharon Lau, Registered Agent
7405 N. University St., Ste. D
Peoria, IL 61614

Whole Woman's Health of Beaumont, LLC
Amy Hagstrom Miller, Registered Agent
8401 North IH 35, Ste. 1A
Austin, TX 78753

Whole Woman's Health of Fort Worth, LLC
Amy Hagstrom Miller, Registered Agent
8401 N. Interstate 35, Suite 1A
Austin, TX 78753

Whole Woman's Health of San Antonio, LLC
Amy Hagstrom-Miller, Registered Agent
8401 North I-35, Suite 1A
Austin, TX 78753

Whole Woman's Health of McAllen, LLC
Amy Hagstrom-Miller, Registered Agent
8401 North IH 35, Ste. 1A
Austin, TX 78753

Whole Woman's Health of the Twin Cities, LLC
Mary J. Frank, Registered Agent
33 South 5th Street
Minneapolis, MN 55402

Whole Woman's Health, LLC
Amy Hagstrom Miller, Registered Agent
914 East Jefferson Street, Suite 204
Charlottesville, VA 22902

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been duly served upon the persons listed below, by United States mail, postage prepaid and by e-mail, on this 8th day of March, 2018:

J. Clare Deitchman
Administrative Law Judge
748 East Bates Street, Suite 105
Indianapolis, IN 46202
cdeitchmanlaw@att.net

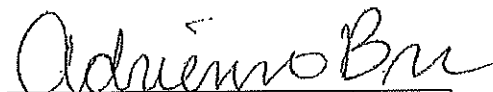
John H. Bucy, II
Bucy & Associates, PLLP
6633 Highway 290 East, Suite 104
Austin, TX 78734
john@johnbucy.com

Kathrine D. Jack
JACK LAW OFFICE LLC
One Courthouse Plaza

P.O. Box 813
Greenfield, IN 46140
kjack@jacklawoffice.com

Stephanie Toti
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004
stoti@lawyeringproject.org

Dipti Singh
Lawyering Project
811 West 7th Street, 12th Floor
Los Angeles, CA 90017
dsingh@lawyeringproject.org


Adrienne Brune #31911-49

Indiana State Department of Health
Office of Legal Affairs
2 North Meridian, Suite 3-H
Indianapolis, IN 46204
Telephone: (317) 233-7270

STATE OF INDIANA)
) SS: BEFORE THE INDIANA STATE
COUNTY OF MARION) DEPARTMENT OF HEALTH
) CAUSE NO: ACL-000132-18

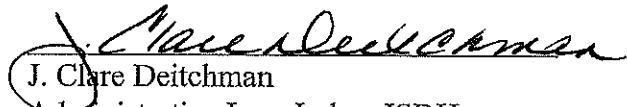
WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)

NOTICE OF SECOND PREHEARING CONFERENCE

A prehearing conference call was held on Monday, February 12, 2018. At that time it was determined that a second prehearing conference call should be conducted in approximately sixty days.

You are hereby notified that a telephonic pre-hearing conference call regarding the above captioned Cause will be held on Tuesday, April 17, 2018 at 9:30 AM (EDT) which is 8:30 AM (CDT). The representatives or legal counsel on behalf of Whole Woman's Health Alliance, must provide no later than Monday, April 16, 2018 at 12:00 P.M. (noon) ("EDT) a telephone contact number(s) to the Court Administrator, Office of Legal Affairs, Indiana State Department of Health, at (317) 233-7540 or by email to Courtadministrator@isdh.in.gov, for purposes of facilitating the telephonic pre-hearing conference call.

SO ORDERED this 6th day of April, 2018.


J. Clare Deitchman
Administrative Law Judge, ISDH

DISTRIBUTION:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004

Kathrine D. Jack, Esq.
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box #813
Greenfield, IN 46140

Bart Carroll, Esq.
Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46202

John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

RECEIVED I.S.D.H.
OFFICE OF LEGAL AFFAIRS
2018 APR -6 PM 4:27

STATE OF INDIANA
COUNTY OF MARION

)
) SS:
)
)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH
ALLIANCE,

Petitioner,

v.

INDIANA STATE DEPARTMENT
OF HEALTH

Respondent.

Indiana State Department of Health
Office of Legal Affairs

APR 16 2018


FILED

NOTICE OF WITHDRAWAL OF ATTORNEY

Notice is hereby given that Attorney John Bucy withdraws as Attorney of Record for Petitioner Whole Woman's Health Alliance ("Petitioner").

Attorney Bucy's services were necessary to file Petitioner's Application for License to Operate an Abortion Clinic and an appeal of Respondent Indiana State Department of Health's denial of that application, however, Petitioner is now adequately represented by the multiple remaining Attorneys of Record: Kathrine Jack, Dipti Singh, and Stephanie Toti. Petitioner has agreed to Attorney Bucy's withdrawal. Attorney Bucy's withdrawal will have no adverse effect on Petitioner's interests and no delay or prejudice will result from the withdrawal.

Respectfully Submitted,


John Bucy
Bucy & Associates, PLLC
6633 Hwy. 290 East, Suite 104
Austin, Texas 78723P: 512-291-6505
john@johnbucy.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served on counsel of record for Respondent, listed below, by e-mail, on April 16, 2018.

Bart Carroll
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 317-233-7766
BCarroll@isdh.IN.gov

Adrienne Brune
Indiana State Department of Health
Office of Legal Affairs
2 North Meridian
Indianapolis, IN 46204
P: 248-763-3260
ABrune@isdh.IN.gov

IN THE
INDIANA SUPREME COURT

Indiana State Department of Health
Office of Legal Affairs

APR 13 2018

FILED

IN THE MATTER OF:)
STEPHANIE TOTI and DIPTI SINGH,) Supreme Court Case No.
Petitioners for Temporary Admission) 18S-MS-00081
To Practice Before Administrative Law)
Judge.)

STATE OF INDIANA)
COUNTY OF MARION) SS: BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH)
ALLIANCE,)
Petitioner,)
v.)
INDIANA STATE DEPARTMENT OF)
HEALTH,)
Respondent.)

NOTICE OF TEMPORARY ADMISSION OF STEPHANIE TOTI

To: Roll of Attorneys Office
Clerk of the Indiana Supreme Court
402 West Washington Street, Room W062
Indianapolis, IN 46204

1. Pursuant to Admission and Discipline Rule 3(b), notice is hereby given that Stephanie Toti, an attorney licensed to practice in State of New York; U.S. Supreme Court; Second Circuit; Fourth Circuit; Fifth Circuit; Eighth Circuit; Ninth Circuit; Eastern District of

New York; Southern District of New York; and the Western District of Texas, received permission on February 14, 2018, to appear for Whole Women's Health Alliance in the above-captioned action. Pursuant to an order of the Indiana Supreme Court and the Administrative Law Judge, Stephanie Toti was granted an extension of time to file this notice to and including April 16, 2018.

2. Attached to this Notice are:

(a) Exhibit A – Stephanie Toti's Verified Petition for Temporary Admission, which was filed in the Indiana Supreme Court and the administrative proceeding;

(b) Exhibit B - the Indiana Supreme Court's order granting Stephanie Toti permission to temporarily appear;

(c) Exhibit C – the Administrative Law Judge's Order on Verified Petitions for Temporary Admission;

(d) Exhibit D – the Indiana Supreme Court's order granting an extension of time to file Stephanie Toti's Notice of Temporary Admission; and

(e) Exhibit E - certificates of admission and good standing from New York; U.S. Supreme Court; Second Circuit; Fourth Circuit; Fifth Circuit; Eighth Circuit; Ninth Circuit; Eastern District of New York; Southern District of New York; and the Western District of Texas.

3. The annual registration fee required of members of the Bar of this State as set forth in Admission and Discipline Rule 2(b) was paid on February 8, 2018.

I certify that I submitted this Notice of Temporary Admission on this 13th Day of April, 2018 by placing a copy in the United States first class mail, postage prepaid to the Clerk of the Indiana Supreme Court, Roll of Attorneys Office.

Respectfully submitted:



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served by placing a copy in the United States first class mail, postage prepaid, on this 13th day of April, 2018.

Bart Carroll, Adrienne Brune, Attorneys for Indiana State Department of Health
Indiana State Department of Health
2 North Meridian
Indianapolis, IN 46204

ALJ Clare Deitchman
C/O Court Administrator's Office
Office of Legal Affairs, Indiana State Dept. of Health
2 North Meridian, Suite 3-H
Indianapolis, IN 46204

/s/ Kathrine D. Jack



185-MS-81
IN THE
INDIANA SUPREME COURT

BEFORE AN ADMINISTRATIVE LAW JUDGE
FOR THE INDIANA STATE DEPARTMENT OF HEALTH



IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

**VERIFIED PETITION OF STEPHANIE TOTI, ESQ. FOR TEMPORARY ADMISSION
TO APPEAR ON BEHALF OF WHOLE WOMAN'S HEALTH ALLIANCE**

Stephanie Toti, Esq., ("Attorney Toti") hereby submits this Verified Petition and, for good cause, requests that she be granted temporary admission to appear in the above-captioned proceeding, on behalf of Whole Woman's Health Alliance.

This Petition is submitted in accordance with Indiana Admission and Discipline Rule 3 (Admis. Disc. R. 3), which requires that this petition be presented to the Supreme Court of Indiana, that the temporary admission fee be paid, and that proof of payment be provided to the court prior to the temporary admission.

Pursuant to Admis. Disc. R. 3, Attorney Toti hereby petitions for temporary admission to practice in the above-captioned matter and states as follows, in support of her petition:

1) Attorney Kathrine Jack, a member of the Bar of Indiana, in good standing, whose attorney number is 26851-49, is appearing in this action on behalf of Whole Woman's Health Alliance and has agreed to act as co-counsel in this matter.

2) Applicant Attorney Toti certifies that she is not a resident of the State of Indiana, is not regularly employed in the State of Indiana, nor is she regularly engaged in business or professional activities in the State of Indiana.

3) Applicant Attorney Toti certifies and states as follows:

a) Attorney Toti's residential address is 333 4th Street, Apt. 1i, Brooklyn, NY 11215. Attorney Toti is an attorney for the non-profit public interest organization, the Lawyering Project. The undersigned has a business address of 25 Broadway, 9th Floor, New York, NY 10004; a business phone number of (646) 490-1083; and an electronic mail address of stoti@lawyeringproject.org.

b) Attorney Toti is a member in good standing of the bar of the State of New York (#4270807). Attorney Toti is admitted to practice before the highest court of New York (admitted 11/15/2004) and is also admitted to the following federal courts: U.S. Supreme Court (admitted 8/31/2012); Second Circuit (admitted 04/17/2014); Fourth Circuit (admitted 06/18/2007); Fifth Circuit (admitted 03/26/2007); Eighth Circuit (admitted 04/29/2014); Ninth Circuit (admitted 07/24/2012); Eastern District of New York (admitted 05/27/2005); Southern District of New York (admitted 03/07/2008); Western District of Texas (admitted 07/14/2014).

c) Attorney Toti certifies that she has never been suspended, disbarred or resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction.

d) Attorney Toti certifies that no disciplinary proceedings are presently pending against her in any jurisdiction.

e) Attorney Toti has not appeared previously before any courts in the State of Indiana within the last five years. No member of Attorney Toti's organization has appeared before any court in the State of Indiana in the last five years.

f) Good cause exists for granting temporary admission to Attorney Toti, for the following reasons, contemplated by Admis. Disc. R. 3:

i) Attorney Toti has expertise in addressing legal issues involving the regulation of health care clinics providing abortion care, which is the subject of this administrative appeal. Attorneys at the Lawyering Project have represented Whole Woman's Health Alliance since its creation, and currently represent it in other jurisdictions.

ii) Attorney Toti has not made numerous or unnecessary requests for temporary admission and does so in this case only to promote the best interests of her clients, and not to abuse said privilege.

g) Attorney Toti states that she has read, and will be bound by, the Rules of Professional Conduct adopted by the Supreme Court of Indiana, and the undersigned further certifies that she consents to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of her appearance in this matter.

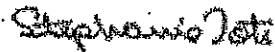
h) Attorney Toti has paid the registration fee to the Clerk of the Supreme Court in compliance with Admis. Disc. R. 3(a)(3) and will present the payment receipt as proof to the Court.

i) Attorney Toti further states that she will file a Notice with the Clerk of the Supreme Court, as required, within 30 days after the Court grants temporary admission with respect to this proceeding.

VERIFICATION

I hereby certify under the penalties for perjury that the foregoing representations are true to the best of my knowledge and belief. Signed in New York, NY on this 5th day of February 2018.

Respectfully Submitted By:



Stephanie Toti
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004
Phone: (646) 490-1083
Facsimile: (646) 480-8762
Email: stoti@lawyeringproject.org



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 09 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



Kathrine Jack

Temporary Admission Receipt

Stephanie Toti (6343-95-TA)

Firm: Lawyering Project

Phone: (646) 490-1083

Status Date: 02/08/2018

Business Address:

25 Broadway
9th Floor
New York, New York 10004

Mobile:

Fax:

Amount Paid: \$180.00

Date Paid: 02/08/2018

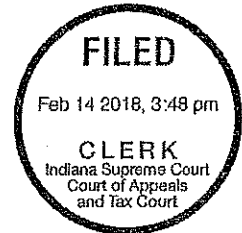
For Year: 2018

Case Number	Start Date	Notice Return Date	End Date
ACL-000132-18	02/08/2018		

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081



Order

Attorney Kathrine D. Jack petitions for the temporary admission of attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. The petition states that Stephanie Toti and Dipti Singh are attorneys and members in good standing of the bars of New York and California, respectively, and our records reflect that they have received temporary admission attorney numbers 6343-95-TA and 6344-95-TA, respectively, from the Clerk of this Court. Attorney Kathrine D. Jack, Indiana bar number 26851-49, has agreed to act as co-counsel.

Being duly advised, the Court GRANTS temporary admission to Stephanie Toti and Dipti Singh, who are each directed to comply with the requirements of Admission and Discipline Rule 3, Sections 2(b) and 2(c). **Each of you must file a "Notice of Temporary Admission" with the Clerk of the Supreme Court within thirty days of this order. If you do not, you will be automatically excluded from the practice of law in this State and any further legal practice in any case in this State will constitute the unauthorized practice of law.** See Admis. Disc. R. 3, sec. 2(b), (e), and (f). The Notice of Temporary Admission should be sent to: Roll of Attorneys Administrator, c/o Clerk of the Supreme Court, 402 West Washington Street, Room W062, Indianapolis, Indiana 46204. **Together with your Notices of Temporary Admission, you must also file a copy of any order of the administrative body granting you leave to appear and of any formal notice of appearance you file, to the extent the body requires such leave or formal notice.** Co-counsel is directed to comply with Admission and Discipline Rule 3, Section 2(d), including the requirement that all documents filed in this case be signed by a member of the bar of the State of Indiana.

Done at Indianapolis, Indiana, on 2/14/2018.

Loretta H. Rush
Chief Justice of Indiana

STATE OF INDIANA)
)SS:
COUNTY OF MARION)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is
GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004

Katherine D. Jack, Esq.
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box #813
Greenfield, IN 46140

Bart Carroll, Esq.
Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46202

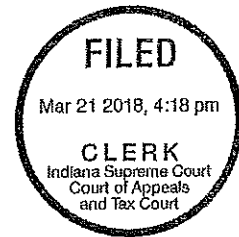
John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti
Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081

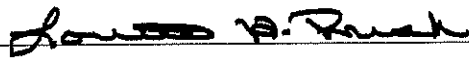


Order

On February 14, 2018, this Court granted temporary admission to attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. Attorneys Toti and Singh now request an additional thirty (30) days to file their notices of temporary admission as required by Indiana Admission and Discipline Rule 3(2)(b). Their motion states that the Indiana State Department of Health granted them temporary admission, but that they have encountered delays in obtaining certificates of good standing from the multiple jurisdictions in which they are admitted to practice—materials that must be included in their notices of temporary admission.

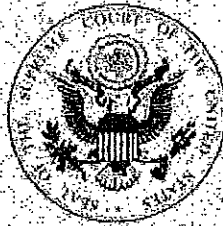
Being duly advised, the Court GRANTS the "Motion for Extension of Time to File Notice of Temporary Admission." Attorneys Toti and Singh may file their notices of temporary admission **no later than April 16, 2018**.

Done at Indianapolis, Indiana, on 3/21/2018.



Loretta H. Rush
Chief Justice of Indiana

Supreme Court of the United States
OFFICE OF THE CLERK
WASHINGTON, D.C. 20543



STEPHANIE TOTI, #284528
OF NEW YORK, NY

was duly admitted and qualified as an Attorney and Counselor for the Supreme Court of the United States on the thirty-first day of August, in the year two thousand and twelve, and is now a member of the Bar of this Court in good standing.

In testimony, whereof, as Clerk of said Court, I have hereunto set my hand and affixed the seal of said Court, at the City of Washington, this twenty-seventh day of March 2018.

Scott S. Harris

*Clerk of the Supreme Court
of the United States*

By

Shareen Hill-Raymond
Shareen Hill-Raymond

Assistant Admissions Officer

CERTIFICATE OF GOOD STANDING

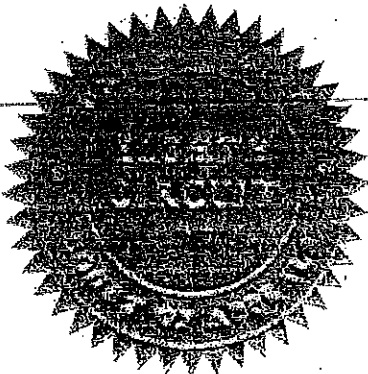
United States of America
Court of Appeals
for the Eighth Circuit

*
* SS.
*

I, *Michael E. Gans*, Clerk of the United States Court of Appeals for the Eighth Circuit, DO HEREBY
CERTIFY That *Stephanie Tott* was duly admitted to practice in said Court on *April 29, 2014* and is in good
standing in said Court.

Dated at St. Louis, Missouri
on March 20, 2018.

Michael Gans
Clerk of Court
By *Dmy Smith*
Deputy Clerk



UNITED STATES DISTRICT COURT
for the
Eastern District of New York
CERTIFICATE OF GOOD STANDING

I, Douglas C. Palmer, Clerk of this Court,
certify that Stephanie Toti, Bar # ,
was duly admitted to practice in this Court on 05/27/2005, and is in good standing as a member
of the Bar of this Court.

Dated at Brooklyn on 03/20/2018
(Location) *(Date)*

Douglas C. Palmer
CLERK OF COURT

David Afrani

DEPUTY CLERK

United States District Court
Southern District of New York

**Certificate of
Good Standing**

I, Ruby J. Krajick, Clerk of this Court, certify that

STEPHANIE TOTI, Bar # ST7233

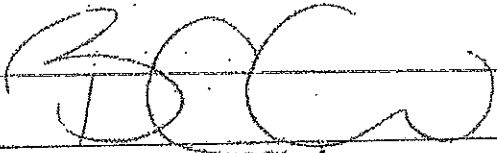
was duly admitted to practice in this Court on

MARCH 07th, 2008, and is in good standing as a member of the Bar of this Court.

500 Pearl Street
Dated at New York, New York

on APRIL 02nd, 2018

Ruby J. Krajick
Clerk

by 
Deputy Clerk

Certificate of Good Standing

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS

I, JEANNETTE J. CLACK, Clerk of the United States District Court, Western District of Texas;
DO HEREBY CERTIFY that STEPHANIE TOTI, Bar #4270807, was duly admitted to practice in
said Court on July 14, 2014, and is in good standing as a member of the bar of said Court.

Signed at San Antonio, Texas on March 15, 2018.



JEANNETTE J. CLACK, Clerk

BY: *Jenesisita Ann Rodriguez*

UNITED STATES DISTRICT COURT

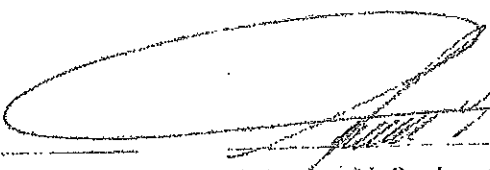
for the
Eastern District of New York

CERTIFICATE OF GOOD STANDING

I, Douglas C. Palmer, Clerk of this Court,
certify that Stephanie Toti, Bar # ---,
was duly admitted to practice in this Court on 05/27/2005, and is in good standing as a member
of the Bar of this Court.

Dated at Brooklyn on 03/28/2018
(Location) (Date)

Douglas C. Palmer
CLERK OF COURT


Salmon Mejia Jr.

DEPUTY CLERK

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

CERTIFICATE OF GOOD STANDING

I, CATHERINE O'HAGAN WOLFE, Clerk of the United States Court of Appeals for the
Second Circuit,

CERTIFY that STEPHANIE TOTI is admitted to practice in said Court on
November 15th, 2005 and is in good standing.

Dated: March 23, 2018 CATHERINE O'HAGAN WOLFE
New York, New York
Clerk of Court

By: Kevin Brofsky//ss
Kevin Brofsky
Deputy Clerk



CERTIFICATE OF GOOD STANDING

I, Patricia S. Connor, Clerk of this Court, certify that Stephanie Toti was duly admitted to practice in this Court on June 18, 2007, and is in good standing in this Court.

Dated at Richmond, Virginia, on March 15, 2018.

Patricia S. Connor
CLERK

Carrie D. Scott
DEPUTY CLERK

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

CERTIFICATE OF GOOD STANDING

I, LYLE W. CAYCE, Clerk of this Court, certify that
Stephanie Toti, was duly admitted to practice in this Court
on March 26, 2007, and is in good standing in this Court.

Dated at NEW ORLEANS, LOUISIANA on March 20, 2018.

Lyle W. Cayce

LYLE W. CAYCE
Clerk



Sandra R. Fairchild

By: _____
Saundra R. Fairchild
Deputy Clerk

A True Certified
Copy

Mar 20, 2018

Lyle W. Cayce

Clerk, U.S. Court of Appeals, Fifth Circuit



Molly C. Dwyer
Clerk of Court

Office of the Clerk
United States Court of Appeals for the Ninth Circuit
Post Office Box 193939
San Francisco, California 94119-3939
415-355-8000

Certificate of Good Standing

I, Molly Dwyer, Clerk of this Court, certify that Stephanie Toti was duly admitted to practice in this Court on July 24, 2012 and is in good standing in this Court.

Dated at San Francisco, California on March 15, 2018.

A handwritten signature in cursive script, appearing to read "Molly C. Dwyer", is written above the title line.

Clerk of the United States Circuit Court of Appeals for the Ninth Circuit

Appellate Division of the Supreme Court
of the State of New York
First Judicial Department

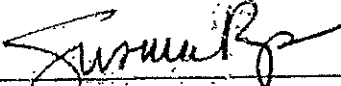
I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

STEPHANIE TOTI

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on November 15, 2004, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my
hand and affixed the seal of this court on

March 3, 2018



Clerk of the Court

**IN THE
INDIANA SUPREME COURT**

Indiana State Department of Health
Office of Legal Affairs

APR 13 2018

FILED

IN THE MATTER OF:)
STEPHANIE TOTI and DIPTI SINGH,) Supreme Court Case No.
Petitioners for Temporary Admission) 18S-MS-00081
To Practice Before Administrative Law)
Judge.)

STATE OF INDIANA)
COUNTY OF MARION) SS: BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO. ACL-000132-18

WHOLE WOMAN'S HEALTH)
ALLIANCE,)
Petitioner,)
v.)
INDIANA STATE DEPARTMENT OF)
HEALTH,)
Respondent.)

NOTICE OF TEMPORARY ADMISSION OF DIPTI SINGH

To: Roll of Attorneys Office
Clerk of the Indiana Supreme Court
402 West Washington Street, Room W062
Indianapolis, IN 46204

1. Pursuant to Admission and Discipline Rule 3(b), notice is hereby given that Dipti Singh, an attorney licensed in State of California and the Fourth Circuit Court of Appeals, received permission on February 14, 2018, to appear for Whole Women's Health Alliance in the

above-captioned action. Pursuant to an order of the Indiana Supreme Court and the Administrative Law Judge, Dipti Singh was granted an extension of time to file this notice to and including April 16, 2018.

2. Attached to this Notice are:

(a) Exhibit A – Dipti Singh’s Verified Petition for Temporary Admission, which was filed in the Indiana Supreme Court and the administrative proceeding;

(b) Exhibit B - the Indiana Supreme Court’s order granting Dipti Singh permission to temporarily appear;

(c) Exhibit C – the Administrative Law Judge’s Order on Verified Petitions for Temporary Admission;

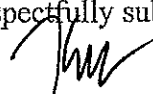
(d) Exhibit D – the Indiana Supreme Court’s order granting an extension of time to file Dipti Singh’s Notice of Temporary Admission; and

(e) Exhibit E - certificates of admission and good standing from State of California and the Fourth Circuit Court of Appeals.

3. The annual registration fee required of members of the Bar of this State as set forth in Admission and Discipline Rule 2(b) was paid on February 8, 2018.

I certify that I submitted this Notice of Temporary Admission on this 13th Day of April, 2018 by placing a copy in the United States first class mail, postage prepaid to the Clerk of the Indiana Supreme Court, Roll of Attorneys Office.

Respectfully submitted:



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza


P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

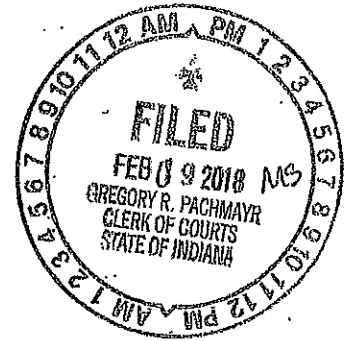
The undersigned hereby certifies that a copy of the foregoing has been served by placing a copy in the United States first class mail, postage prepaid, on this 13th day of April, 2018.

Bart Carroll, Adrienne Brune, Attorneys for Indiana State Department of Health
Indiana State Department of Health
2 North Meridian
Indianapolis, IN 46204

ALJ Clare Deitchman
C/O Court Administrator's Office
Office of Legal Affairs, Indiana State Dept. of Health
2 North Meridian, Suite 3-H
Indianapolis, IN 46204

/s/ Kathrine D. Jack 

18S-MS-81
IN THE
INDIANA SUPREME COURT



BEFORE AN ADMINISTRATIVE LAW JUDGE
FOR THE INDIANA STATE DEPARTMENT OF HEALTH

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

**VERIFIED PETITION OF DIPTI SINGH, ESQ. FOR TEMPORARY ADMISSION TO
APPEAR ON BEHALF OF WHOLE WOMAN'S HEALTH ALLIANCE**

Dipti Singh, Esq., ("Attorney Singh") hereby submits this Verified Petition and, for good cause, requests that she be granted temporary admission to appear in the above-captioned proceeding, on behalf of Whole Woman's Health Alliance.

This Petition is submitted in accordance with Indiana Admission and Discipline Rule 3 (Admis. Disc. R. 3), which requires that this petition be presented to the Supreme Court of Indiana, that the temporary admission fee be paid, and that proof of payment be provided to the court prior to the temporary admission.

~~Pursuant to Admis. Disc. R. 3, Attorney Singh hereby petitions for temporary admission~~
to practice in the above-captioned matter and states as follows, in support of her petition:

1) Attorney Kathrine Jack, a member of the Bar of Indiana, in good standing, whose attorney number is 26851-49, is appearing in this action on behalf of Whole Woman's Health Alliance and has agreed to act as co-counsel in this matter.

2) Applicant Attorney Singh certifies that she is not a resident of the State of Indiana, is not regularly employed in the State of Indiana, nor is she regularly engaged in business or professional activities in the State of Indiana.

3) Applicant Attorney Singh certifies and states as follows:

a) Attorney Singh's residential address is 4567 Lexington Ave., #204, Los Angeles, CA 90029. Attorney Singh is an attorney for the non-profit public interest organization, the Lawyering Project. The undersigned has a business address of 811 W. 7th St., 12th floor, Los Angeles, CA 90017; a business phone number of (646) 480-8973; and an electronic mailing address of dsingh@lawyeringproject.org.

b) Attorney Singh is a member in good standing of the bar of the State of California (#257165). Attorney Singh is admitted to practice before the highest court of California (admitted 06/10/2008) and is also admitted to the Fourth Circuit Court of Appeals (admitted 02/28/2011).

c) Attorney Singh certifies that she has never been suspended, disbarred or resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction.

d) Attorney Singh certifies that no disciplinary proceedings are presently pending against her in any jurisdiction.

e) Attorney Singh has not appeared previously before any courts in the State of Indiana within the last five years. No member of Attorney Singh's organization has been appeared before any court in the State of Indiana in the last five years.

f) Good cause exists for granting temporary admission to Attorney Singh, for the following reasons, contemplated by Admis. Disc. R. 3:

i) Attorney Singh has expertise in addressing legal issues involving the regulation of health care clinics providing abortion care, which is the subject of this administrative appeal. Attorneys at the Lawyering Project have represented Whole Woman's Health Alliance since its creation, and currently represent it in other jurisdictions.

ii) Attorney Singh has not made numerous or unnecessary requests for temporary admission, and does so in this case only to promote the best interests of her clients, and not to abuse said privilege.

g) Attorney Singh states that she has read, and will be bound by, the Rules of Professional Conduct adopted by the Supreme Court of Indiana, and the undersigned further certifies that she consents to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of her appearance in this matter.

h) Attorney Singh has paid the registration fee to the Clerk of the Supreme Court in compliance with Admis. Disc. R. 3(a)(3) and will present the payment receipt as proof to the Court.

i) Attorney Singh further states that she will file a Notice with the Clerk of the Supreme Court, as required, within 30 days after the Court grants temporary admission with respect to this proceeding.

VERIFICATION

I hereby certify under the penalties for perjury that the foregoing representations are true to the best of my knowledge and belief. Signed in Los Angeles, CA on this 5th day of February 2018.

Respectfully Submitted By:

Dipti Singh

Dipti Singh
Lawyering Project
811 W. 7th St., 12th floor
Los Angeles, CA 90017
Phone: (646) 480-8973
Facsimile: (646) 480-8828
Email: dsingh@lawyeringproject.org

KM

Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 09 day of February 2018:

KRISTINA BOX,
~~State Health Commissioner of the Indiana State Department of Health~~
2 N. Meridian St.
Indianapolis, IN 46204

KM

Kathrine Jack

Temporary Admission Receipt

Dipti Singh (6344-95-TA)

Firm: Lawyering Project

Phone: (646) 480-8973

Status Date: 02/08/2018

Business Address:

Mobile:

811 W. 7th St.

Fax:

12th Floor

Los Angeles, California 90017

Amount Paid: \$180.00

Date Paid: 02/08/2018

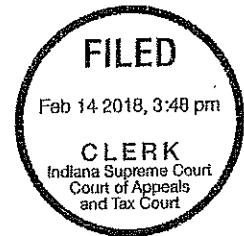
For Year: 2018

Case Number	Start Date	Notice Return Date	End Date
ACL-000132-18	02/08/2018		

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081



Order

Attorney Kathrine D. Jack petitions for the temporary admission of attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. The petition states that Stephanie Toti and Dipti Singh are attorneys and members in good standing of the bars of New York and California, respectively, and our records reflect that they have received temporary admission attorney numbers 6343-95-TA and 6344-95-TA, respectively, from the Clerk of this Court. Attorney Kathrine D. Jack, Indiana bar number 26851-49, has agreed to act as co-counsel.

Being duly advised, the Court GRANTS temporary admission to Stephanie Toti and Dipti Singh, who are each directed to comply with the requirements of Admission and Discipline Rule 3, Sections 2(b) and 2(c). **Each of you must file a "Notice of Temporary Admission" with the Clerk of the Supreme Court within thirty days of this order. If you do not, you will be automatically excluded from the practice of law in this State and any further legal practice in any case in this State will constitute the unauthorized practice of law.** See Admis. Disc. R. 3, sec. 2(b), (e), and (f). The Notice of Temporary Admission should be sent to: Roll of Attorneys Administrator, c/o Clerk of the Supreme Court, 402 West Washington Street, Room W062, Indianapolis, Indiana 46204. **Together with your Notices of Temporary Admission, you must also file a copy of any order of the administrative body granting you leave to appear and of any formal notice of appearance you file, to the extent the body requires such leave or formal notice.** Co-counsel is directed to comply with Admission and Discipline Rule 3, Section 2(d), including the requirement that all documents filed in this case be signed by a member of the bar of the State of Indiana.

Done at Indianapolis, Indiana, on 2/14/2018.

A handwritten signature in black ink, appearing to read "Loretta H. Rush".

Loretta H. Rush
Chief Justice of Indiana

STATE OF INDIANA)
)SS:
COUNTY OF MARION)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004

Katherine D. Jack, Esq.
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box #813
Greenfield, IN 46140

Bart Carroll, Esq.
Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46202

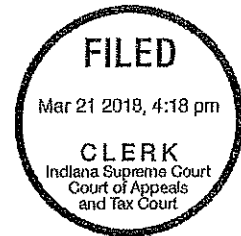
John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti
Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081




Order

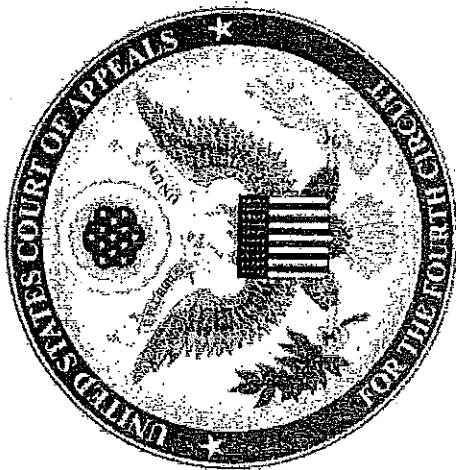
On February 14, 2018, this Court granted temporary admission to attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. Attorneys Toti and Singh now request an additional thirty (30) days to file their notices of temporary admission as required by Indiana Admission and Discipline Rule 3(2)(b). Their motion states that the Indiana State Department of Health granted them temporary admission, but that they have encountered delays in obtaining certificates of good standing from the multiple jurisdictions in which they are admitted to practice—materials that must be included in their notices of temporary admission.

Being duly advised, the Court GRANTS the "Motion for Extension of Time to File Notice of Temporary Admission." Attorneys Toti and Singh may file their notices of temporary admission **no later than April 16, 2018**.

Done at Indianapolis, Indiana, on 3/21/2018.



Loretta H. Rush
Chief Justice of Indiana



CERTIFICATE OF GOOD STANDING

I, Patricia S. Connor, Clerk of this Court, certify that Dipti Singh was duly admitted to practice in this Court on February 28, 2011, and is in good standing in this Court.

Dated at Richmond, Virginia, on March 20, 2018.

Patricia S. Connor
CLERK

Karin B.
DEPUTY CLERK



THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

CERTIFICATE OF STANDING

February 22, 2018

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, DIPTI SINGH, #257165 was admitted to the practice of law in this state by the Supreme Court of California on June 10, 2008; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

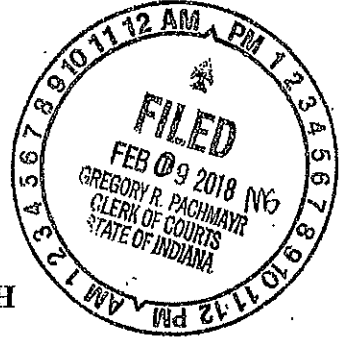
THE STATE BAR OF CALIFORNIA

Louise Turner
Custodian of Membership Records

185 MS-81

IN THE
INDIANA SUPREME COURT

BEFORE AN ADMINISTRATIVE LAW JUDGE
FOR THE INDIANA STATE DEPARTMENT OF HEALTH



IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

)
) Cause No. ACL-000132-18

)
) Clare Deitchman, Administrative Law Judge

**VERIFIED PETITION OF STEPHANIE TOTI, ESQ. FOR TEMPORARY ADMISSION
TO APPEAR ON BEHALF OF WHOLE WOMAN'S HEALTH ALLIANCE**

Stephanie Toti, Esq., ("Attorney Toti") hereby submits this Verified Petition and, for good cause, requests that she be granted temporary admission to appear in the above-captioned proceeding, on behalf of Whole Woman's Health Alliance.

This Petition is submitted in accordance with Indiana Admission and Discipline Rule 3 (Admis. Disc. R. 3), which requires that this petition be presented to the Supreme Court of Indiana, that the temporary admission fee be paid, and that proof of payment be provided to the court prior to the temporary admission.

Pursuant to Admis. Disc. R. 3, Attorney Toti hereby petitions for temporary admission to practice in the above-captioned matter and states as follows, in support of her petition:

1) Attorney Kathrine Jack, a member of the Bar of Indiana, in good standing, whose attorney number is 26851-49, is appearing in this action on behalf of Whole Woman's Health Alliance and has agreed to act as co-counsel in this matter.

2) Applicant Attorney Toti certifies that she is not a resident of the State of Indiana, is not regularly employed in the State of Indiana, nor is she regularly engaged in business or professional activities in the State of Indiana.

3) Applicant Attorney Toti certifies and states as follows:

a) Attorney Toti's residential address is 333 4th Street, Apt. 1i, Brooklyn, NY 11215. Attorney Toti is an attorney for the non-profit public interest organization, the Lawyering Project. The undersigned has a business address of 25 Broadway, 9th Floor, New York, NY 10004; a business phone number of (646) 490-1083; and an electronic mail address of stoti@lawyeringproject.org.

b) Attorney Toti is a member in good standing of the bar of the State of New York (#4270807). Attorney Toti is admitted to practice before the highest court of New York (admitted 11/15/2004) and is also admitted to the following federal courts: U.S. Supreme Court (admitted 8/31/2012); Second Circuit (admitted 04/17/2014); Fourth Circuit (admitted 06/18/2007); Fifth Circuit (admitted 03/26/2007); Eighth Circuit (admitted 04/29/2014); Ninth Circuit (admitted 07/24/2012); Eastern District of New York (admitted 05/27/2005); Southern District of New York (admitted 03/07/2008); Western District of Texas (admitted 07/14/2014).

c) Attorney Toti certifies that she has never been suspended, disbarred or resigned as a result of a disciplinary charge, investigation, or proceeding from the practice of law in any jurisdiction.

d) Attorney Toti certifies that no disciplinary proceedings are presently pending against her in any jurisdiction.

e) Attorney Toti has not appeared previously before any courts in the State of Indiana within the last five years. No member of Attorney Toti's organization has appeared before any court in the State of Indiana in the last five years.

f) Good cause exists for granting temporary admission to Attorney Toti, for the following reasons, contemplated by Admis. Disc. R. 3:

i) Attorney Toti has expertise in addressing legal issues involving the regulation of health care clinics providing abortion care, which is the subject of this administrative appeal. Attorneys at the Lawyering Project have represented Whole Woman's Health Alliance since its creation, and currently represent it in other jurisdictions.

ii) Attorney Toti has not made numerous or unnecessary requests for temporary admission and does so in this case only to promote the best interests of her clients, and not to abuse said privilege.

g) Attorney Toti states that she has read, and will be bound by, the Rules of Professional Conduct adopted by the Supreme Court of Indiana, and the undersigned further certifies that she consents to the jurisdiction of the State of Indiana, the Indiana Supreme Court, and the Indiana Supreme Court Disciplinary Commission to resolve any disciplinary matter that might arise as a result of her appearance in this matter.

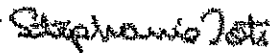
h) Attorney Toti has paid the registration fee to the Clerk of the Supreme Court in compliance with Admis. Disc. R. 3(a)(3) and will present the payment receipt as proof to the Court.

i) Attorney Toti further states that she will file a Notice with the Clerk of the Supreme Court, as required, within 30 days after the Court grants temporary admission with respect to this proceeding.

VERIFICATION

I hereby certify under the penalties for perjury that the foregoing representations are true to the best of my knowledge and belief. Signed in New York, NY on this 5th day of February 2018.

Respectfully Submitted By:



Stephanie Toti
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004
Phone: (646) 490-1083
Facsimile: (646) 480-8762
Email: stoti@lawyeringproject.org



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 09 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



Kathrine Jack

Temporary Admission Receipt

Stephanie Toti (6343-95-TA)

Firm: Lawyering Project

Phone: (646) 490-1083

Status Date: 02/08/2018

Business Address:

Mobile:

25 Broadway
9th Floor
New York, New York 10004

Fax:

Amount Paid: \$180.00

Date Paid: 02/08/2018

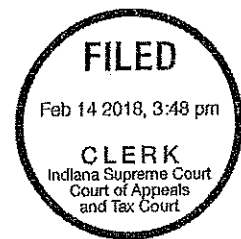
For Year: 2018

Case Number	Start Date	Notice Return Date	End Date
ACL-000132-18	02/08/2018		

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081



Order

Attorney Kathrine D. Jack petitions for the temporary admission of attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. The petition states that Stephanie Toti and Dipti Singh are attorneys and members in good standing of the bars of New York and California, respectively, and our records reflect that they have received temporary admission attorney numbers 6343-95-TA and 6344-95-TA, respectively, from the Clerk of this Court. Attorney Kathrine D. Jack, Indiana bar number 26851-49, has agreed to act as co-counsel.

Being duly advised, the Court GRANTS temporary admission to Stephanie Toti and Dipti Singh, who are each directed to comply with the requirements of Admission and Discipline Rule 3, Sections 2(b) and 2(c). **Each of you must file a "Notice of Temporary Admission" with the Clerk of the Supreme Court within thirty days of this order. If you do not, you will be automatically excluded from the practice of law in this State and any further legal practice in any case in this State will constitute the unauthorized practice of law.** See Admis. Disc. R. 3, sec. 2(b), (e), and (f). The Notice of Temporary Admission should be sent to: Roll of Attorneys Administrator, c/o Clerk of the Supreme Court, 402 West Washington Street, Room W062, Indianapolis, Indiana 46204. **Together with your Notices of Temporary Admission, you must also file a copy of any order of the administrative body granting you leave to appear and of any formal notice of appearance you file, to the extent the body requires such leave or formal notice.** Co-counsel is directed to comply with Admission and Discipline Rule 3, Section 2(d), including the requirement that all documents filed in this case be signed by a member of the bar of the State of Indiana.

Done at Indianapolis, Indiana, on 2/14/2018.

Loretta H. Rush
Chief Justice of Indiana

STATE OF INDIANA)
)SS:
COUNTY OF MARION)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

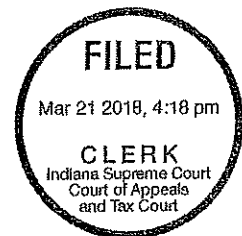
Distribution:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti
Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081



Order

On February 14, 2018, this Court granted temporary admission to attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. Attorneys Toti and Singh now request an additional thirty (30) days to file their notices of temporary admission as required by Indiana Admission and Discipline Rule 3(2)(b). Their motion states that the Indiana State Department of Health granted them temporary admission, but that they have encountered delays in obtaining certificates of good standing from the multiple jurisdictions in which they are admitted to practice—materials that must be included in their notices of temporary admission.

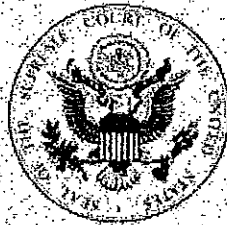
Being duly advised, the Court GRANTS the "Motion for Extension of Time to File Notice of Temporary Admission." Attorneys Toti and Singh may file their notices of temporary admission **no later than April 16, 2018**.

Done at Indianapolis, Indiana, on 3/21/2018.

A handwritten signature in dark ink, appearing to read "Loretta H. Rush", written over a horizontal line.

Loretta H. Rush
Chief Justice of Indiana

Supreme Court of the United States
OFFICE OF THE CLERK
WASHINGTON, D.C. 20543



**STEPHANIE TOTI, #284528
OF NEW YORK, NY**

was duly admitted and qualified as an Attorney and Counselor for the Supreme Court of the United States on the thirty-first day of August, in the year two thousand and twelve, and is now a member of the Bar of this Court in good standing.

In testimony, whereof, as Clerk of said Court, I have hereunto set my hand and affixed the seal of said Court, at the City of Washington, this twenty-seventh day of March 2018.

Scott S. Harris
Clerk of the Supreme Court
of the United States

By

Shareen Hill-Raymond
Shareen Hill-Raymond

Assistant Admissions Officer

CERTIFICATE OF GOOD STANDING

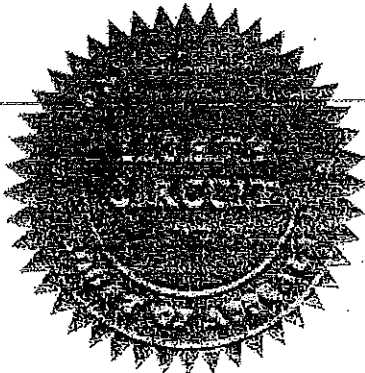
United States of America
Court of Appeals
for the Eighth Circuit

*
* ss.
*

I, *Michael E. Gans*, Clerk of the United States Court of Appeals for the Eighth Circuit, DO HEREBY
CERTIFY That *Stephanie Toti* was duly admitted to practice in said Court on *April 29, 2014* and is in good
standing in said Court.

Dated at St. Louis, Missouri
on March 20, 2018.

Michael Gans
Clerk of Court
By *Dmy Smith*
Deputy Clerk

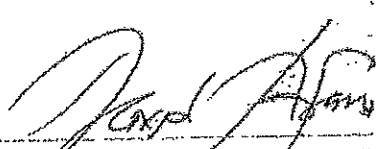


UNITED STATES DISTRICT COURT
for the
Eastern District of New York
CERTIFICATE OF GOOD STANDING

I, Douglas C. Palmer, Clerk of this Court,
certify that Stephanie Toti, Bar # ,
was duly admitted to practice in this Court on 05/27/2005, and is in good standing as a member
of the Bar of this Court.

Dated at Brooklyn on 03/20/2018
(Location) *(Date)*

Douglas C. Palmer
CLERK OF COURT


David Afrani

DEPUTY CLERK

United States District Court
Southern District of New York

**Certificate of
Good Standing**

I, Ruby J. Krajick, Clerk of this Court, certify that

STEPHANIE TOTI, Bar # ST7233

was duly admitted to practice in this Court on

MARCH 07th, 2008, and is in good standing as a member of the Bar of this Court.


500 Pearl Street
Dated at New York, New York

on

APRIL 02nd, 2018

Ruby J. Krajick
Clerk

by


Deputy Clerk

Certificate of Good Standing

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS

I, JEANNETTE J. CLACK, Clerk of the United States District Court, Western District of Texas,
DO HEREBY CERTIFY that STEPHANIE TOTI, Bar #4270807, was duly admitted to practice in
said Court on July 14, 2014, and is in good standing as a member of the bar of said Court.

Signed at San Antonio, Texas on March 15, 2018.



JEANNETTE J. CLACK, Clerk

BY: *Jessita Ann Rodriguez*

UNITED STATES DISTRICT COURT
for the
Eastern District of New York
CERTIFICATE OF GOOD STANDING

I, Douglas C. Palmer, Clerk of this Court,
certify that Stephanie Toff, Bar # ,
was duly admitted to practice in this Court on 05/27/2005, and is in good standing as a member
of the Bar of this Court.

Dated at Brooklyn on 03/28/2018
(Location) (Date)

Douglas C. Palmer
CLERK OF COURT

Salomon Mejia Jr

DEPUTY CLERK

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

CERTIFICATE OF GOOD STANDING

I, CATHERINE O'HAGAN WOLFE, Clerk of the United States Court of Appeals for the
Second Circuit,

CERTIFY that STEPHANIE TOTI is admitted to practice in said Court on
November 15th, 2005 and is in good standing.

Dated: March 23, 2018 CATHERINE O'HAGAN WOLFE
New York, New York
Clerk of Court

By: Kevin Brofsky//ss
Kevin Brofsky
Deputy Clerk



CERTIFICATE OF GOOD STANDING

I, Patricia S. Connor, Clerk of this Court, certify that Stephanie Toli was duly admitted to practice in this Court on June 18, 2007, and is in good standing in this Court.

Dated at Richmond, Virginia, on March 15, 2018.

Patricia S. Connor
CLERK

Carrie L. Pratt
DEPUTY CLERK

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

CERTIFICATE OF GOOD STANDING

I, LYLE W. CAYCE, Clerk of this Court, certify that
Stephanie Toti, was duly admitted to practice in this Court
on March 26, 2007, and is in good standing in this Court.

Dated at NEW ORLEANS, LOUISIANA on March 20, 2018.

Lyle W. Cayce

LYLE W. CAYCE
Clerk



By: *Sandra R. Fairchild*

Saundra R. Fairchild
Deputy Clerk

A True Certified
Copy

Mar 20, 2018

Lyle W. Cayce

Clerk, U.S. Court of Appeals, Fifth Circuit



Molly C. Dwyer
Clerk of Court

Office of the Clerk
United States Court of Appeals for the Ninth Circuit
Post Office Box 193939
San Francisco, California 94119-3939
415-355-8000

Certificate of Good Standing

I, Molly Dwyer, Clerk of this Court, certify that Stephanie Toti was duly admitted to practice in this Court on July 24, 2012 and is in good standing in this Court.

Dated at San Francisco, California on March 15, 2018.

A handwritten signature in cursive script, appearing to read "mcdwyer", is written above the title line.

Clerk of the United States Circuit Court of Appeals for the Ninth Circuit

Appellate Division of the Supreme Court
of the State of New York
First Judicial Department

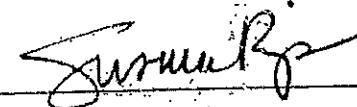
I, Susanna Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

STEPHANIE TOTI

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on November 15, 2004, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my
hand and affixed the seal of this court on

March 3, 2018



Clerk of the Court

STATE OF INDIANA)
)SS: BEFORE THE INDIANA STATE
COUNTY OF MARION) DEPARTMENT OF HEALTH
) CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
) Petitioner.

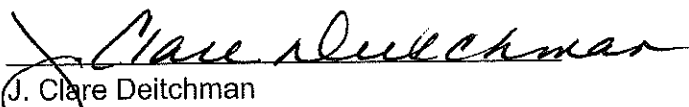
**ORDER ON MOTION FOR EXTENSION OF TIME TO FILE NOTICES OF
TEMPORARY ADMISSION WITH INDIANA SUPREME COURT**

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Motion for Extension of Time filed by Kathrine D. Jack on behalf of Dipti Singh, Esq. and Stephanie Toti, Esq. for filing the necessary paperwork with the Indiana Supreme Court regarding certificates of good standing.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object as to this matter.

WHEREFORE the Motion for an extension of an additional thirty days to complete the necessary filings with the Indiana Supreme Court of certificates of good standing as to Attorney Dipti Singh and Stephanie Toti is GRANTED.

Entered this 37th day of March, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:

Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004

Kathrine D. Jack, Esq.
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box #813
Greenfield, IN 46140

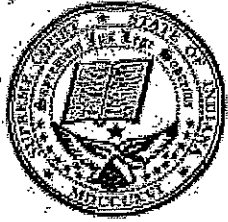
Bart Carroll, Esq.
Litigation Chief, Office of Legal Affairs
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Adrienne Brune, Esq.
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John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

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CLERK

SUPREME COURT, COURT OF APPEALS, AND TAX COURT STATE OF INDIANA

216 STATE HOUSE, INDIANAPOLIS, IN 46204

317-232-1930 FAX 317-232-8365

Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46204

CAUSE NO.: 18S-MS-00081
LOWER COURT CAUSE NO.: ACL00013218

IN RE: In the Matters of the Temporary Admission of Stephanie Toti and Dipti Singh

You are hereby notified that the Indiana Supreme Court has on this day, Wednesday, February 14, 2018, issued the attached order, opinion, or notice.

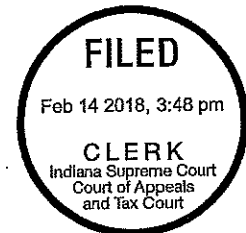
Transmitted pursuant to the requirements of Indiana Appellate Rule 26.

Clerk of the Indiana Supreme Court, Court of Appeals, and Tax Court
Statehouse Rm. 216
200 W. Washington St.
Indianapolis, IN 46204

In the Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti
Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081

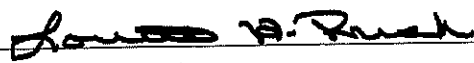


Order

Attorney Kathrine D. Jack petitions for the temporary admission of attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. The petition states that Stephanie Toti and Dipti Singh are attorneys and members in good standing of the bars of New York and California, respectively, and our records reflect that they have received temporary admission attorney numbers 6343-95-TA and 6344-95-TA, respectively, from the Clerk of this Court. Attorney Kathrine D. Jack, Indiana bar number 26851-49, has agreed to act as co-counsel.

Being duly advised, the Court GRANTS temporary admission to Stephanie Toti and Dipti Singh, who are each directed to comply with the requirements of Admission and Discipline Rule 3, Sections 2(b) and 2(c). **Each of you must file a "Notice of Temporary Admission" with the Clerk of the Supreme Court within thirty days of this order. If you do not, you will be automatically excluded from the practice of law in this State and any further legal practice in any case in this State will constitute the unauthorized practice of law.** See Admis. Disc. R. 3, sec. 2(b), (e), and (f). The Notice of Temporary Admission should be sent to: Roll of Attorneys Administrator, c/o Clerk of the Supreme Court, 402 West Washington Street, Room W062, Indianapolis, Indiana 46204. **Together with your Notices of Temporary Admission, you must also file a copy of any order of the administrative body granting you leave to appear and of any formal notice of appearance you file, to the extent the body requires such leave or formal notice.** Co-counsel is directed to comply with Admission and Discipline Rule 3, Section 2(d), including the requirement that all documents filed in this case be signed by a member of the bar of the State of Indiana.

Done at Indianapolis, Indiana, on 2/14/2018.

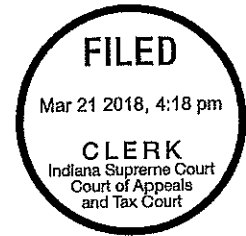

Loretta H. Rush
Chief Justice of Indiana

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In the
Indiana Supreme Court

In the Matter of: Stephanie Toti and Dipti
Singh,
Petitioners

Supreme Court Case No.
18S-MS-00081

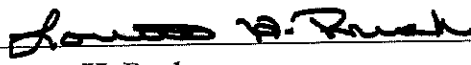


Order

On February 14, 2018, this Court granted temporary admission to attorneys Stephanie Toti and Dipti Singh of the Lawyering Project to represent Whole Woman's Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. ACL-000132-18. Attorneys Toti and Singh now request an additional thirty (30) days to file their notices of temporary admission as required by Indiana Admission and Discipline Rule 3(2)(b). Their motion states that the Indiana State Department of Health granted them temporary admission, but that they have encountered delays in obtaining certificates of good standing from the multiple jurisdictions in which they are admitted to practice—materials that must be included in their notices of temporary admission.

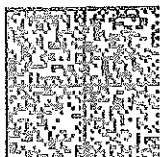
Being duly advised, the Court GRANTS the "Motion for Extension of Time to File Notice of Temporary Admission." Attorneys Toti and Singh may file their notices of temporary admission **no later than April 16, 2018.**

Done at Indianapolis, Indiana, on 3/21/2018.


Loretta H. Rush
Chief Justice of Indiana

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BEFORE THE INDIANA STATE
SS: DEPARTMENT OF HEALTH
CAUSE NO. ACL-000132-18

Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served through the court's efilings system or placing a copy in the United States first class mail, postage prepaid, on this 16th day of March, 2018.

Bart Carroll, Adrienne Brune, Attorneys for Indiana State Department of Health

ALJ Clare Deitchman
C/O Court Administrator's Office
Office of Legal Affairs, Indiana State Dept. of Health
2 North Meridian, Suite 3-H
Indianapolis, IN 46204



**IN THE
INDIANA SUPREME COURT**

IN THE MATTER OF:)	
STEPHANIE TOTI and DIPTI SINGH,)	Supreme Court Case No.
Petitioners for Temporary Admission)	18S-MS-00081
To Practice Before Administrative Law)	
Judge.)	
)	

MOTION FOR EXTENSION OF TIME TO FILE
NOTICE OF TEMPORARY ADMISSION

Come now Stephanie Toti (“Attorney Toti”) and Dipti Singh (“Attorney Singh”), by counsel Kathrine D. Jack, and respectfully move the Court for an additional thirty days to file their Notice of Temporary Admission with the Clerk of the Indiana Supreme Court as required by Rule 3 of the Rules of Admission and Discipline. In support, Attorneys Toti and Singh state as follows:

1. On February 14, 2018, this Court granted Attorneys Toti and Singh’s motion for temporary admission to represent Whole Woman’s Health Alliance before the Indiana State Department of Health in an appeal from a license application denial under Cause No. CL-000132-18.
2. On February 14, 2018, the administrative law judge in Cause No. CL-000132-18 granted the temporary admission of Attorneys Toti and Singh. A copy of said order is attached hereto.
3. Pursuant to this Court’s Order and Admission and Discipline Rule 3, Section 2(b), Attorneys Toti and Singh are required to submit a Notice of Temporary Admission within 30 days of the court’s order.

4. Pursuant to Admission and Discipline Rule 3, Section 2(b), the Notice of Temporary Admission must include copies of certificates of good standing from every jurisdiction where the attorneys are admitted.
5. Attorney Toti is admitted to practice before the highest court of New York (admitted 11/15/2004) and is also admitted to the following federal courts: U.S. Supreme Court (admitted 8/31/2012); Second Circuit (admitted 04/17/2014); Fourth Circuit (admitted 06/18/2007); Fifth Circuit (admitted 03/26/2007); Eighth Circuit (admitted 04/29/2014); Ninth Circuit (admitted 07/24/2012); Eastern District of New York (admitted 05/27/2005); Southern District of New York (admitted 03/07/2008); Western District of Texas (admitted 07/14/2014).
6. Attorney Singh is admitted to practice before the highest court of California (admitted 06/10/2008) and is also admitted to the Fourth Circuit Court of Appeals (admitted 02/28/2011).
7. As noted above, Attorneys Toti and Singh are admitted to a number of jurisdictions. It has taken longer than anticipated to collect certificates of good standing from all of the jurisdictions. As of today, Attorneys Toti and Singh have not received all the certificates of good standing that should be included with their Notice of Temporary Admission.
8. The deadline for submitting the Notice of Temporary Admission is March 16, 2018.
9. Attorneys Toti and Singh, therefore, request an extension of time to submit their Notice of Temporary Admission so that they may complete the collection of certificates of good standing for all of the jurisdictions where they are admitted.
10. Attorneys Toti and Singh request an additional thirty days, to and including Monday, April 16, 2018, to submit their Notice of Temporary Admission.

WHEREFORE, Attorneys Toti and Singh move the Court for an extension of time to submit their Notice of Temporary Admission to and including Monday, April 16, 2018.

Respectfully submitted:

/s/ Kathrine D. Jack
Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served through the court's efilings system or placing a copy in the United States first class mail, postage prepaid, on this 16th day of March, 2018.

Bart Carroll, Adrienne Brune, Attorneys for Indiana State Department of Health

ALJ Clare Deitchman
C/O Court Administrator's Office
Office of Legal Affairs, Indiana State Dept. of Health
2 North Meridian, Suite 3-H
Indianapolis, IN 46204

/s/ Kathrine D. Jack

STATE OF INDIANA)
)SS:
COUNTY OF MARION)

BEFORE THE INDIANA STATE
DEPARTMENT OF HEALTH
CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is
GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:
Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
25 Broadway, 9th Floor
New York, NY 10004

Katherine D. Jack, Esq.
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Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
2 North Meridian Street
Indianapolis, IN 46202

John H. Bucy, II, Esq.
BUCY & ASSOCIATES, PLLC
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Austin, TX 78723

CC: ISDH Court Administrator

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STATE OF INDIANA)
)SS: BEFORE THE INDIANA STATE
COUNTY OF MARION) DEPARTMENT OF HEALTH
) CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
 Petitioner.)


ORDER ON VERIFIED PETITIONS FOR TEMPORARY ADMISSION

COMES NOW the Administrative Law Judge, J. Clare Deitchman (ALJ), having received and considered the Verified Petitions of Dipti Singh, Esq. and Stephanie Toti, Esq. for Temporary Admission to Appear on Behalf of Whole Woman's Health Alliance in the pending appeal of the licensure denial by the Indiana State Department of Health under the above captioned cause.

Counsel for the Indiana State Department of Health has informed the ALJ that they do not object to the Temporary Admission of Attorney's Dipti Singh and Stephanie Toti as to this matter.

WHEREFORE Temporary Admission for Attorney Dipti Singh and Stephanie Toti is GRANTED.

Entered this 14th day of February, 2018.


J. Clare Deitchman
Administrative Law Judge
Indiana State Department of Health
748 E. Bates Street, Suite 105
Indianapolis, IN 46202

Distribution:
Dipti Singh, Esq.
Lawyering Project
811 W. 7th Street, 12th Floor
Los Angeles, CA 90017

Stephanie Toti, Esq.
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New York, NY 10004

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Greenfield, IN 46140

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Litigation Chief, Office of Legal Affairs
Indiana State Department of Health
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Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
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BUCY & ASSOCIATES, PLLC
6633 Highway 290 East, Suite 104
Austin, TX 78723

CC: ISDH Court Administrator

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FEB 09 2018

FILED

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial
)
) Cause No. ACL-000132-18
)
) Clare Deitchman, Administrative Law Judge
)
)
)
)
)
)

NOTICE OF PETITIONS FOR TEMPORARY ADMISSION

Comes now Petitioner, Whole Woman's Health Alliance, and notifies the
Administrative Law Judge and the Respondent that the attached verified petitions for temporary
admission to appear in this proceeding on behalf of Whole Woman's Health Alliance have been
submitted to the Indiana Supreme Court pursuant to Admission and Discipline Rule 3.

Respectfully Submitted:



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

FEB 09 2018

FILED

IN THE MATTER OF WHOLE
WOMAN'S HEALTH ALLIANCE,

Petitioner,

v.

KRISTINA BOX, State Health
Commissioner of the Indiana State
Department of Health, in her official
capacity,

Respondent.

)
) Appeal from the Indiana State Department of
) Health's Notice of License Application Denial

) Cause No. ACL-000132-18

) Clare Deitchman, Administrative Law Judge

APPEARANCE (CIVIL)

1. Name of Party Represented (Petitioner): WHOLE WOMAN'S HEALTH ALLIANCE

2. Party Attorney information (as applicable for service):

Name: Kathrine D. Jack, Attorney No. 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813, Greenfield, IN 46140
Phone: (317) 477-2300
FAX: (317) 515-6377
Computer Address: kjack@jacklawoffice.com

3. Will Party accept service by FAX: No

4. Additional information required by state or local rule: None

Respectfully Submitted:



Kathrine D. Jack, Atty No.: 26851-49
JACK LAW OFFICE LLC
One Courthouse Plaza
P.O. Box 813
Greenfield, IN 46140
Phone: (317) 477-2300
Facsimile: (317) 515-6377
Email: kjack@jacklawoffice.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the following by U.S. First Class Mail, postage prepaid, this 9 day of February 2018:

KRISTINA BOX,
State Health Commissioner of the Indiana State Department of Health
2 N. Meridian St.
Indianapolis, IN 46204



Kathrine Jack

STATE OF INDIANA)
) SS: BEFORE THE INDIANA STATE
COUNTY OF MARION) DEPARTMENT OF HEALTH
 CAUSE NO: ACL-000132-18

WHOLE WOMAN'S HEALTH ALLIANCE,)
1812 Centre Creek Drive, Suite 205)
Austin, Texas 78754)
 Petitioner.)

CASE MANAGEMENT ORDER

A third prehearing conference call was held on Monday, April 30, 2018. Discussion was held as to the status of the discovery, need for further discovery (deposition), and the intention of at least one party to file motions prior to the final hearing.

For purposes of ensuring that the parties continue to proceed forward in a timely fashion the following deadlines were agreed to by the parties:


Whole Woman's Health Alliance (hereinafter "Alliance") will provide the last of the first round of written discovery to the Indiana State Department of Health (hereinafter "ISDH") no later than Friday, May 4, 2018.

ISDH will have until May 11, 2018 to review and begin the subpoena process for setting up the deposition of the holding company's CEO/President that will occur no later than June 8, 2018.

Any initial motions by either the Alliance or ISDH will be submitted no later than July 13, 2018.

If the submission of the written discovery from the Alliance that is due no later than May 4, 2018 is incomplete making the scheduling of the deposition untimely, ISDH will immediately file a motion requesting a conference call to resolve the issue.

SO ORDERED this 30th day of April, 2018.


J. Clare Deitchman
Administrative Law Judge, ISDH

DISTRIBUTION:

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Los Angeles, CA 90017

Stephanie Toti, Esq.
Lawyering Project
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New York, NY 10004

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2 North Meridian Street
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Adrienne Brune, Esq.
Staff Attorney, Office of Legal Affairs
Indiana State Department of Health
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Indianapolis, IN 46202

CC: ISDH Court Administrator

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